

HOWNICKAN

PEOPLE OF THE FIRE



Vol. 24, No. 4

Citizen Potawatomi Nation

April 2002

Child development center earns two-star rating

On April 1, 2002, the Citizen Potawatomi Nation Child Development Center became "a part of a special group of child care programs" when it received a two-star certification. This certification shows that the Child Development Center has "made a commitment to a high quality of care for children." An award ceremony was held Thursday, April 11, in which each staff member was presented a certificate of appreciation for his or her dedication to the CPN Child Development Center.

"Without the dedicated staff, this certification would not be possible," Linda Capps praised. "We have an excellent operation, and I'm just so proud of it."

Deputy Administrator Bob Trousdale also addressed the staff where he too praised them for their hard work and dedication. "The most valuable thing that we have is our children and our grandchildren. You play such an important role in the lives of those children. When I drop Trae off and walk away, I never worry about him because I know he's in good hands," Trousdale said. Bob's grandson is one of 220 children who receive care at the center.

Two-star facilities offer teachers who receive formal education and additional training in child development, space arranged for a variety of activities including block building, dramatic play, art areas, and reading to children, weekly lesson plans, which promote cognitive, social and

emotional development for each child, interaction with parents through planned activities and program evaluation and goal setting.

"Becoming a two-star facility is a big responsibility," said Donnette Littlehead, director of the center. The staff has shown their willingness to be the best child care provider in Shawnee. They spend nights and weekends in continuing education classes. "That takes a lot of dedication – to spend the time away from their families," said Littlehead. The Center is also proud to be one of two tribes in Oklahoma to attain the two-star level. The Muscogee Nation's child care is the other two-star facility.

Littlehead also notes that "We do have a waiting list; we probably have about 150 kids on our list." The numbers on the waiting list continue to grow because parents whose children currently attend the center recommend it to other parents. "They are really amazed by the quality of care of the teachers," she said.

For more information about the Citizen Potawatomi Nation Child Development Center, contact Donnette Littlehead at 405-878-4861 or 800-880-9880. And remember when looking for a child care center, look for the stars!



Celebrating the achievement of the twostar rating are, above, employee Angel Holland, and right, Vice Chairman Linda Capps and child care director Donnette Littlehead.



CITIZEN POTAWATOMI NATION REQUEST FOR BALLOT • 2002 ELECTION

To comply with the 2002 Citizen Potawatomi Nation Election Ordinance, please complete this form and return to: Potawatomi Election Committee, P.O. Box 310, Tecumseh, OK 74873

NAME: _____ DATE OF BIRTH: _____

ADDRESS: _____

CITY, STATE & ZIP: _____

Under penalty of perjury, I hereby declare this to be my legal signature and Citizen Potawatomi Nation Tribal Roll Number:

SIGNATURE: _____ TRIBAL ROLL #: _____

✂ Cut This Out & Return

Register online at www.potawatomi.org

TRIBAL TRACTS

Walking on

SPENCER

Hazel E. Spencer of Oklahoma City went to be with our Lord on April 10, 2002.

She was born February 28, 1920 in Wanette, OK to William and Ethel Cummings and grew up in Shawnee, OK. She was a member of the Citizen Potawatomi Nation and she was the granddaughter of George B. Smith and great-granddaughter of Eliza Darling.

Mrs. Spencer was preceded in death by her sister, Maxine Levine and her brother Cash Eugene Cummings.

Survivors include her two daughters; Janice Sue Pendleton and Phyllis Ann Pace-Logan; 4 grandchildren, Major Glenn Scott Williams of N.C., Jonna Kay Farrah of Guthrie, OK, Gary D. Farrah of Choctaw, OK and Michael A. Pace of Oklahoma City; 7 great-grandchildren and numerous friends who loved her and will miss her

Funeral services were held April 12, 2002 in Branstetter-Merritt's Rosewood Chapel, interment followed at Chapel Hill Memorial Gardens.

BERNA

Mary Dorthia Berna, age 65, of Oklahoma City was born December 28, 1936 in Geary, Okla. She died April 2, 2002 in Oklahoma City. She was a

member of the Citizen Potawatomi Nation and a descendent of Madison Kennedy and Malvina Regnier.

Dorthia was employed at Seal Co. Ent. for 24 years and held the position of office manager at the time of her death. She was a longtime member of St. Patrick's Catholic Church.

She was preceded in death by her parents Vernon and Mamie Meade; a sister, Mildred Whitener; and a brother, Bill Meade.

She is survived by a daughter, Dee Anna Carter; and a son, Mike Berna and wife, Marcia all of Oklahoma City; three grandchildren, Kimberly Carter, Ronnie "Bub" Carter, and Jeff Hey; three nieces; 2 nephews; and several extended family members and several long time friends and business associates which are too numerous to name.

We would like to extend a special heartfelt thanks to Dorthia's nephew, Dwyane Whitener for the loving support he showed her in filling the void after her brothers death and his continued devotion to her in her final days.

Dorthia accepted life as it was dealt to her, always making the most of a bad situation and making a good situation better simply by her presence. She will be sorely missed by all that knew her.

A mass celebrating Dorthia's life was held April 6, 2002 at St. Patrick's Catholic Church with burial services at Resurrection Cemetery.

VIETENHIEMER

Violet Jean Veitenheimer, 76, died January 20, 2002, in Oklahoma City. She was born March 15, 1925 in Sacred Heart, Oklahoma, the daughter of Pete Veitenheimer and Grace (Bruno) Veitenheimer. She was a member of the Citizen Potawatomi Nation and a descendent of Samuel Bruno and Theresa Bennett.

She was preceded in death by her parents; brothers, Emmitt, William and Pete; sister-in-law, Ruby Veitenheimer of Shawnee, and numerous nieces and nephews.

Graveside services were held at Calvary Cemetery with Rev. Charles Massoth, O.S.B., officiating. Arrangements were under the direction of Barnes and Johnson Funeral Home/Caskets Inc., Del City.

HOLLOWAY

Oleta Catherine Casterman Holloway born Dec. 16, 1913, in

Thackerville, OK, died Feb. 4, 2002, in Monroe, LA. She was the daughter of Edna Castlebury and Will Casterman. She was a descendent of Mnitouqua (Margarette Bourassa) and was so proud of her Indian heritage.

Oleta went to Sacred Heart Boarding from the age of 7 to 17. She told many wonderful stories of her school days there.

Oleta married Corlous Holloway March 15, 1932. Both were members of the Potawatomi tribe. They had 5 children, 14 grandchildren, 28 great grandchildren and 2 great-great-grandchildren.

She was preceded in death by her parents, her husband Corlous, daughter Audrey (Bunny) Ballard of Sun City, AZ., son Daryl of Kingman, AZ, grandson Lenny Holloway, her sister Hadie Josephine Powers of Shawnee and brother Lonnie Buchanan of Livingston, TX. She is survived by son Charles and wife Charlotte of Sulfur, LA, daughter Kathleen Johnson and husband Howard of Monroe, LA, son Gerald of Kingman, AZ, sister Audrey Kambiss and husband Ted of Palm Harbor, FL, brother Robert Buchanan of Shepard, TX and many nieces, nephews and cousins. She will be greatly missed by family and all who knew her.

Memorial services were held Feb. 6 at Mulhearn's Chapel in West Monroe, LA.

MESSENGER

Angle Louise Messenger walked on June 28, 2001 at the age of 85. She was born August 17, 1915 in Topeka, Kansas and was the youngest child of Mattie Watkins McGuire. Her grandmother was Angeline Vieux Watkins. Angie was a proud member of the Citizen Potawatomi Nation.

Angie was preceded in death by her husband of 60 years, Gayle Messenger,

and her three brothers. She is survived by her only child, Sherry Benshoof and her husband Steve Benshoof; 2 grandsons, Thaddeus and Ashley; 1 granddaughter, Courtney; and one great-granddaughter, Eden Rose, who was the apple of her eye.

A memorial was held on July 9, 2001 at Whites Funeral Home in Azusa, California, and she was buried near her husband at Oakdale Memorial Park in Glendora, California.

WEBB

Mrs. Lorene Webb, 82, of Longview, TX died April 12, 2002, in a local hospital. Lorene was born Dec. 23, 1919, in Gilliam, AR., to Pat and Viola Burris Petifer. She was a member of the Citizen Potawatomi Nation and the granddaughter of George Peteifer.

Mrs. Webb had resided in Longview for the past 60 years after moving from Arkansas. She was a member of the Assembly of God Church. She will always be remembered as a loving mother and grandmother.

She was preceded in death by two children, Donald Webb and Glenda Campbell.

She is survived by one son; Billy R. Webb of Longview, TX; two daughters and sons-in-law, Patricia and Bobby Dobesh of Houston, TX, and Linda and Bill Weaver of Wilhoit, AZ.; 13 grandchildren; four sisters, Patsy Vawter of San Diego, CA, Peggy Thomason of Murfreesboro, AR., Nina White of Bossier City, LA., and Nelda Seever of Mary Esther, FL.; and numerous nieces and nephews.

Services were held April 16 at Welch Funeral and Memorial Center Chapel with a Garden Court committal with Brother Tommy Brashear officiating and burial in Lakeview Memorial Gardens with Welch Funeral & Memorial Center officiating.

QUARTERLY BUSINESS COMMITTEE MEETING SCHEDULE

MAY 30, 2002
AUGUST 29, 2002
NOVEMBER - TBA

6 P.M.
LONG ROOM
1901 GORDON COOPER DR.
SHAWNEE

HOW-NI-KAN PEOPLE OF THE FIRE

The HowNiKan is published by the Business Committee of the Citizen Potawatomi Nation with offices at 1601 Gordon Cooper Drive, Shawnee, Oklahoma 74801.

The HowNiKan is mailed free to enrolled tribal members. Subscriptions to non-members are available for \$10 annually in the United States and \$12 for foreign countries.

The HowNiKan is a member of the Native American Journalists Association. Reprint permission is granted with publication credit to the HowNiKan and the Citizen Potawatomi Nation.

All letters and submissions become the property of the HowNiKan. Editorials and letters are subject to editing and must contain a traceable address. Final selection of material for publication is subject to approval by the Business Committee.

All correspondence should be directed to HowNiKan, 1601 Gordon Cooper Drive, Shawnee, OK. 74801. Address changes should be sent to Potawatomi Tribal Rolls, 1601 Gordon Cooper Drive, Shawnee, OK 74801.

Citizen Potawatomi Nation Business Committee
Chairman - John A. "Rocky" Barrett Jr.
Vice Chairman - Linda Capps
Sec./Treasurer - Gene Bruno
Committeeman - Hilton Melot
Committeeman - Jerry P. Motley

Toll-Free Number: 1-800-880-9880
<http://www.potawatomi.org>



Our Job Is Not Finished!

An Important Open Letter From

John 'Rocky' Barrett

I wish to thank all of you who voted for me in the last election.

Our election job is not done.

Please elect professional, competent, dedicated people to the Executive Branch of our Tribal Government. Please elect:



LINDA CAPPS
vice chairman

D. WAYNE TROUSDALE
secretary/treasurer



Your Vote Is Critical! Please Help.

Thank you,

A stylized, handwritten signature of John 'Rocky' Barrett in black ink.

John 'Rocky' Barrett

Virginia tribal member disturbed by political unrest

Dear Tribal Members,

I would like to briefly introduce myself to the tribal members who read the *HowNiKan*. I am Stephen Negahnquet, _ degree Citizen Potawatomi Nation (CPN), descendent of the Negahnquet family. I am recently retired from the United States Marine Corps. The latter years of service were at Headquarters, United States Marine Corps, in Washington, D.C. I currently make my home in Dahlgren, Virginia.

During the past 31 years of service to the United States, I paid little attention to tribal affairs, except when home on leave and the articles in the *HowNiKan*. Also, relatives in the area would update me on the progress of the tribe.

Therefore, it was great interest that I attended an Eastern Regional Meeting held in Baltimore, Maryland, on February 16, 2002. At the meeting, I listened to the tribal chairman's presentation. Part of Mr. Barrett's presentation was an accusation of illiteracy related to the business committee. I found this to be somewhat unprofessional for an elected official that was put in office by tribal members. Part of the meeting seemed more of a campaigning trip than an update of tribal affairs.

So it was with increasing interest that I awaited my next *HowNiKan*. After reading the "From the Chairman" section I would ask Chairman Barrett to clarify the following points:

1) You stated, "The whole rotten business of trying to keep me from doing my Constitutional job as Tribal Chairman by not paying me was an election tactic. I believe that Gene Bruno, Hilton Melot, and Jerry Paul Motley thought that they could get me to leave my job at the tribe, and they would then put one of them, or someone they picked in as "Tribal Administrator" (a job that is not in our Constitution) and permit their stooge to do the Chairman's job. Then my opponent in the last election would be free to campaign at will at tribal expense."

Sir, this is ambiguous, were you not campaigning at tribal expense when you stated in Baltimore that you would not seek another term of office, but you were endorsing Ms. Capps for the position? Are you not campaigning at tribal expense in your column?

2) You stated and I quote: "Gene Bruno supported my opponent in the last election with open endorsements in the *HowNiKan*. He met with the Tribal Attorney to write the resolution that deprived me of the salary and car that had been my compensation during the period of the highest



CPN Mail Bag

growth in tribal income in our history." Also, "The whole rotten business of trying to keep me from doing my Constitutional job as Tribal Chairman by not paying me was an election tactic."

Sir, you were attributed with the following in *The Sunday Oklahoman* dated May 24, 1998: "Barrett attributes the political harmony and longevity of business committee members to one thing: 'We don't get paid.' The article goes on to say, 'By comparison, some Oklahoma tribes pay their business

committee members more than \$30,000 a year. Barrett also said business committee members are college-educated and have other jobs."

"We're the only tribe that doesn't pay its elected officials and I think that's good." Barrett said. "When you salary elected positions, you get a full-time politician, someone who's out of work or can't get a job."

And now sir, I have a copy of your proposed constitutional changes and

find that you believe the Chairman should receive a salary of not less than 60% of the salary received by a Congressman in the United States House of Representatives. According to website at www.congress.link.org.

a US Representative makes \$141,300.00 per year. At 60%, the Chairman would make \$84,780.00 per year. The Governor of Oklahoma makes \$70,000 as of 1998.

I would appreciate the clarification of these points, so that I may make an informed decision when it is time to cast my ballot.

Sincerely,

Lieutenant Colonel Stephen Negahnquet, USMC, (Ret.)
King Harbor, VA

Response from the tribal chairman

Lieutenant Colonel Negahnquet is an intelligent and honorable man. The questions he asks are legitimate and worthy of your consideration. As many of you may recall, I have said many times at Regional Council Meetings that our practice of not paying elected officials was the best way to keep us from having professional politicians hold the critical jobs at the tribe. I truly felt that way for many years. Hiring everything done worked for years – as long as we all agreed. Now we do not agree. This last year has been a sobering and enlightening time, with the stress of a protracted Tribal Court battle between the Bruno, Melot, Motley faction and their continued stalemate of Linda Capps and myself.

How do we keep this from happening in the future? How do we keep from committing the same mistakes we see in other tribes around this country? How do we keep from emulating the many poor, strife-torn, meandering, pitiful tribes whose part-time leaders serve only their personal self-interest, or serve only to prevent others from meaningful accomplishment out of jealousy and spite? What we have now is not working. How do we attract our best and brightest to tribal office in the future? Must our elected leaders of the future only be people like me, who can get by with working for no pay? Or Linda Capps, who is working for much lower pay than she could get away from the Tribe?

I have truly searched for a solution.

Here is what Judge G. William Rice, the Chief Justice of our Supreme Court said in the recent court decision about the legality of the resolution that Bruno, Motley, and Melot used to take away my salary. It addresses the

very point Lt. Col. Negahnquet brings up:

"A portion of the District Court's concern came from the result that the discharge of the tribal administrator effectively ended the salary and certain benefits which Appellee (Tribal Chairman John Barrett) was receiving in his role as tribal administrator. *Certainly, the lack of salary will detrimentally affect the ability of the Chairman to provide the leadership and attention to the tribal business which the Potawatomi people have come to expect.* There does not exist, however, within the Constitution of the Citizen Potawatomi Nation any requirement that any official of the nation receive payment for their services. We believe that this leaves the issue of payment to tribal officials to be a matter best left to the political process, and not a mandate of the Courts." (emphasis added)

The Chief Justice says: it will hurt the performance of the Chairman to not pay him or her. But let the voters fix this problem, not the Courts. So how do we fix the problem?

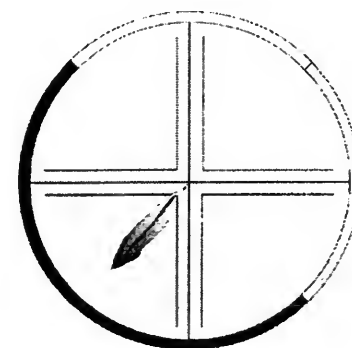
I hope that Lt. Col. Negahnquet and the other people I admire that do not agree with me will lengthen their perspective and look at our future. What is our critical mission? I believe it is to provide tribal government services and cultural knowledge to the entire tribe, all over the United States, not just the small minority in Potawatomi County, Oklahoma. I believe that the only way to do that is to expand the tribal government to include formal recognition of the Regional Councils through elected representation in a tribal legislature that makes the laws and limits spending of tribal money. It must be separate from a full time Tribal Chairman and Vice Chairman who

manage the Tribe according to those laws and budgets. All who work in both branches must be fairly compensated for their work. People must support themselves and their families. We run a \$100 million operation with over 600 employees. There is just not another way to do it that I can see.

In years past, we chose to pay employees to do the jobs of government and we met occasionally to direct them. We now are faced with a crisis in our government that only an exercise of Constitutional authority can fix. Who is in charge of the employees, the Executive branch or the Legislative branch? If they are in charge, should they be paid? The Courts say they will not decide that. Elected officials must do the job the Constitution says they are elected to do, or we stay in the same boat with the tribes that can't lead themselves and fail regularly.

We now make enough money from business revenues and funds derived from the Indirect Cost portion of our annual \$29 million in federal contracts and compacts, profits, and taxes to pay for the tribal government structure proposed in the new Constitution five times over. If we decide to do it, we can pay for it. I hope you and Lt. Col. Negahnquet will decide to do it.

John "Rocky" Barrett



TO INSURE THE FUTURE

of the
CITIZEN POTAWATOMI NATION

VOTE

MIKE WOOD

SECRETARY/TREASURER

&

VOTE

JOHN RHODD

VICE-CHAIRMAN

Supported by Kathryn D. Leshner, Michael A. Leshner, Esther Lowden, Sam Howell, Paul Schmidlkofer and Norman Kiker.

TO INSURE THE FUTURE

Midwest Bluegrass Festival

Sponsored by **Midwest Jubilee Inc.** Harrah, OK., with the assistance of **The Oklahoma Arts Council** and the **National Endowment For The Arts**



AUGUST 23 & 24, 2002

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American Inn (405) 273-2000
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Hampton Inn (405) 275-1540
Super 8 Motel 1-800-8000 or (405) 275-0089
Motel 6 (405) 275-5310
Ramada Inn (405) 275-4404



Scotty & Tommie Howard

FEATURING

The Arbuckles Shawnee, Oklahoma
Cedar Ridge Shawnee, Oklahoma
The Duffin Family Montague, Texas
High Ground Newcastle, Oklahoma
The Star Canyon Band San Antonio, Texas
Set-N-Pretty Harrah, Oklahoma
★ PLUS ★
The Jim Paul Dance Company Cloggers • Shawnee



NATIONAL ENDOWMENT FOR THE ARTS

CITIZEN POTAWATOMI POW-WOW CAMPGROUNDS, Shawnee, Oklahoma

I-40 to Exit 181 (Hwy. 177) • Hwy. 177 South 7 miles to Hardesty Road • East 1 mile to Gordon Cooper Drive • South 1/4 mile to Festival Grounds

Over 100 RV spaces with 20-, 30- & 50-amp service; water/electric; playground equipment; mini-golf on grounds; FireLake Discount Foods and Gas (open 24/7) FireLake Entertainment Center, Golf Course, Gift Shop/Museum within walking distance.



The Arbuckles



The Duffin Family



Cedar Ridge

Workshops

Open Stage

Stage Show Starts:

Friday, 8/23 • 7 p.m.-12 p.m.

Sat., 8/24 • 1 p.m. - 12 p.m.

No alcohol, drugs or beer.
Violators will be escorted from the park.
Must be properly dressed
Please keep grounds clean
NOT RESPONSIBLE FOR THEFTS OR ACCIDENTS

Hookups - \$10.00
Primitive Camping - \$5.00
Concession will be open Fri/Sat.
Children under 12 free with adult.
All pets MUST be kept on leash.



Jim Paul Dance Company Cloggers



Star Canyon



High Ground

PARK OPENS WEDNESDAY, AUG. 21, FOR RVs & JAMMING
GUEST BANDS WELCOME!

Bring lawn chairs.
Shade trees & tents for jamming.
Restrooms/showers, dump station.
email: scottyshoward@hotmail.com
Fax: (405) 391-2336

Sound by: Midwest Jubilee Inc.
MCs: Pat Pogue and Scotty Howard
For information call:
Scotty Howard (405) 391-2338
Cell Phone (405) 317-4400

ADMISSION: Friday, \$8.00 • Saturday, \$10.00

Vote **MIKE WOOD** Secretary/Treasurer



BEFORE YOU VOTE, COMPARE THE CANDIDATES:

Have you ever voted in a tribal election?

Mike Wood - yes D. Wayne Trousdale - no

Have you ever attended a pow-wow or festival?

Mike Wood - yes D. Wayne Trousdale - no

Have you ever been to a Business Committee Meeting?

Mike Wood - yes D. Wayne Trousdale - no

Do you understand tribal enterprise accounting?

Mike Wood - "Yes, I have been involved in it for the last 11 years."

D. Wayne Trousdale - "I've never seen any tribal enterprise accounting, but I understand accounting in my own business." (In D. Wayne Trousdale's first ad, he said "We cannot afford to elect a Secretary/Treasurer who has to "learn on the job.")

Do you support the Chairman's proposed constitution?

D. Wayne Trousdale - yes (When asked "If you support the new constitution, why are you running for Sec./Tres. since there is no Sec./Tres. in the new constitution?" D. Wayne Trousdale had no answer.)

Dear Friends, Family and Fellow Tribal Members,
In my last ad, I introduced myself to many of you who I have not had the opportunity to meet. For those of you who I have met, I would be honored to have your support in this election, for those of you whom I have not had the opportunity to meet, I ask you to compare the candidates and make an informed and educated vote when it comes time to cast your ballot. I am not a politician, I am a family man that wants to see our tribe grow for the future of our children. I have been an active member of our tribe for the past 11 years and know how the day to day affairs should be run. Your opinion matters to me - I want to serve the people of this tribe and see that the needs of our Nation are met and protected from misuse. As I stated in my last ad, family is important to me and as my campaign gets into full swing, I want all of you to know, as my extended family, that I will do my best to voice your opinions through my position on the Business Committee.

In Christ,
Mike Wood

**Vieux/
Bourbonnais
Family**

As Secretary/Treasurer I will:

- Make sure the financial position of the tribe, good or bad, is reported to you, the General Council, quarterly in the HowNiKan.
- Do my best to ensure that your opinions as tribal members are voiced through my position on the Business Committee.
- Protect our money as a tribe from misuse.
- Perform my duties and make decisions to the best of my ability as a Christian

Citizen Potawatomi Tribal Activities:

- Director of FireLake Golf Course for the past 11 years
- CPN, Inc./8-A Board Member
- Founder and Director of the Christian Visitation Team

Other Native American Activities:

- Native American Junior Golf of Oklahoma, Board Member
- Native American Junior Golf Summer Camp, Instructor
- American Indian Broadcasting, Board Member
- Sunbelt Sod Farm, Co-Owner of the 420-acre sod farm

Community Activities:

- Professional Golf Association (PGA), Member
- Oklahoma Stock Dog Association, Vice-President
- Meeker Little League Football Association, Vice-President
- Ordained Preacher

Northern California Regional Council



Jean and Wayne Nearn, winners of two door prizes.



Larry Williams, Bakersville, CA, traveled the farthest



John Meierdierks and Jack Wooldridge, author of Potawatomi Children's Book.



Deputy Administrator Bob Trousdale with Miguel Chavoya who purchased Danny Bishop's art work.



Joseph Neves with his daughter Hailey Sierra Neves



Robert Taylor holds his daughter, the youngest enrolled member, Alexandria Rose Taylor, 6 months.



Thom and Alex Finks with Bob Trousdale.



Chairman Barrett and the wisest member, Wilma Nadine Smith, age 83 of Stockton, CA



Gene Bruno with 1st place art winner, Dereatha Browder with her traditional dress, fabric art, beadwork and jewelry.



Gene Bruno with 2nd place art winner, Danny Bishop with his "People of the Place of the Fire" Gourd.



Gene Bruno with 3rd place art winner, Lisa Nearn Homer with her "Ocean Dreams" dream catcher.

OPEN LETTER TO CITIZEN POTAWATOMI TRIBAL MEMBERS

Dear Tribal Members,

In recent weeks the Tribal Chairman has been circulating a constitution for Citizen Potawatomi Nation, which proposes a number of significant changes to the previous constitution. The majority of the Citizen Potawatomi Nation Business Committee has serious questions about these proposed changes. The majority of the Business Committee feels that the proposed changes must be understood, debated, and amended by you, the General Council, before the changes can be offered to the voters of the Citizen Potawatomi Nation.

As of April 18, 2002, copies of these proposed constitutional changes have yet to be mailed to all tribal members, including those of us who live here in Oklahoma, who will be most affected by these changes. There have been no public hearings as of this date for you, the General Council, to enter into this debate over the changes proposed by the Tribal Chairman. According to the existing Citizen Potawatomi Nation Constitution, the majority of the Business Committee must approve any constitutional changes before they can be submitted to you, the General Council, for a vote. We have no intention of voting approval of these changes until the following questions can be answered to our satisfaction.

HOW MUCH WILL THESE CHANGES COST?

According to our reading of this new

Constitution, if it is adopted, the Tribal Chairman of the Citizen Potawatomi Nation will be due to receive a salary in excess of 80,000 dollars per year (Article VII, Section 10b, page 13-14), that salary is twice the average salary of tribal chairmen here in the State of Oklahoma.

There will be at least nine additional elections required in order to implement these new changes in the tribal constitution. Tribal legislature delegates will have to be elected from each of the nine regional council areas. This new constitution does not spell out how these elections will be paid. Will you, the voter, be required to pay for the elections? Will the cost of these elections come out of the budget for services to tribal members wherever they live? What services will we have to cut in order to pay for the postage, ballots, ballot watcher, and election committees? None of these costs are spelled out in this new constitution, yet the Tribal Chairman is selling it like it will cost nothing to implement and maintain.

The regional meetings already cost the tribe over one hundred thousand dollars a year. If the new constitution is adopted as proposed,

there will be the added costs of four meetings a year of all tribal delegates from all over the United States.

The cost of plane tickets, per diem, time lost from work, has not been spelled out in the new constitution and the Tribal

Chairman has not adequately addressed the vital question of cost, to you, the tribal members for these changes.

WHAT IS MEANT BY REGIONS?

Article VI, Section 2.c, addresses the idea of the regions. Look how they are spelled out. What is meant by "Northwest Area," "North Central California Area," or "Southwest Area," just as examples. Anyone who follows California state politics knows that "regions" of California and other states are routinely involved in very expensive lawsuits, dealing with what is meant by "apportionment." Is that what we are setting ourselves up for? Expensive and time-consuming litigation against each other over what is meant by the phrase "Northwest." Just an example, Northern California considers themselves to be part of the Pacific Northwest, while some people living in South-central California consider themselves to be part of Southern California. ARE WE SETTING OUR REGIONAL PEOPLE UP TO START ARGUING WITH EACH OTHER OVER WHAT IS MEANT BY THE ILL-DEFINED PHRASE "REGION."

WHAT WILL THE FEDERAL GOVERNMENT SAY OR DO?

Like it or not, the Citizen Potawatomi Nation Constitution is subject to challenge by the Bureau of Indian Affairs, Department of the Interior, and the Federal Courts of the United States of America. We are not allowed to put land

into trust in any of the areas mentioned as "regions" in this proposed constitution. With all the legal challenges Indian tribes are facing nationwide with regards to trust land, Indian gaming, tribal membership, can we really expect that the United States government will simply allow these questions to go unchallenged? WHAT WILL BE THE ADDITIONAL LEGAL COSTS IF THESE CHANGES ARE CHALLENGED IN THE FEDERAL COURTS? None of these questions are addressed in the proposed constitution.

These are just some of the questions tribal members have asked us and so far we have no answers. We do know, that these new changes will be expensive. We also know that we are instituting a new form of constitution used nowhere else in Indian governments, and certainly, by law, face potential challenges by many agencies of the Federal government.

ARE WE REALLY PREPARED TO FACE THE MOUNTING LEGAL BILLS FOR THESE KINDS OF RADICAL CHANGES?

Thank you for allowing us to share our concerns.

Sincerely,

Gene Bruno, Hilton Melot,
and J. P. Motley

Citizen Potawatomi Nation
Business Committee Members

INVEST IN FUTURE GENERATIONS

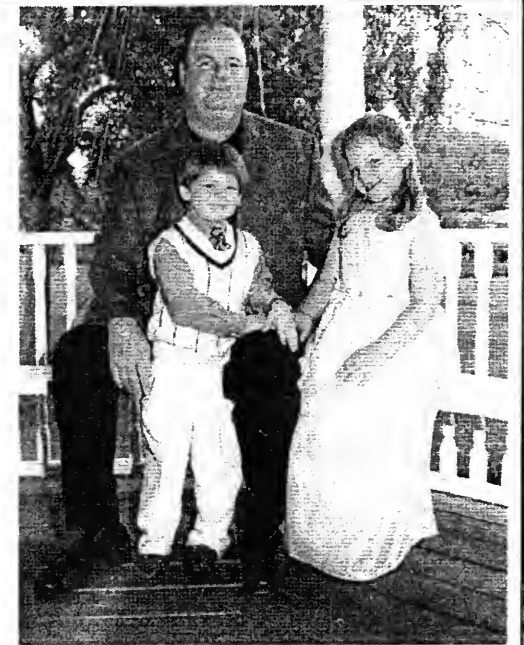
VOTE

D. WAYNE TROUSDALE

SECRETARY/TREASURER

D. Wayne Trousdale is:

- Committed to preserving our heritage.
- Qualified to lead our Nation for future generations.
- Experienced in developing large enterprises.
- Capable of managing a \$100 million dollar tribal operation.
- Supportive of changes to our Constitution for the betterment of our Tribe.
- A dedicated family man who has an appreciation for the arts and the outdoors.



A vote for D. Wayne is a vote for future generations.

South Texas Regional Council



1st place art winner Becky Hansen (right) with her piece "Eyes of the Forest" and 2nd place art winner JoAnna Trevino (left) with her piece "Father Letting Go"



Chairman John Barrett with the youngest member present, Melissa Scott, 7 years old



Mark Scott with his daughter Melissa.



Michael Tyner and his son.



Chairman Barrett is pictured with three Toupin relatives: the wisest member present, Mona Bayless, 92, her daughter Dian Martin and D. Wayne Trousdale.



Chairman Barrett with Houston Regional Director Lu Ellis



Chairman Barrett, Vice-Chairman Linda Capps, Lu Ellis, Jack Barrett and Deputy Administrator Bob Trousdale



Dot and Travis Bryan of Beeville, TX with Lu Ellis



Hilton Melot, Gene Bruno, John Kremenak, and Mike Wood



John and Shirley Rhodd lined up for the luncheon.



Matthew Moore, Chairman Barrett and Mike Moore, who traveled the longest distance from Converse, TX. Matthew and Mike and brothers.

Heritage Festival Schedule

FRIDAY, JUNE 28, 2002

- 8:00 a.m. Registration Begins at Pow Wow Grounds and Tribal HQs
 8:30 a.m. Regional Director Meeting - Cafeteria - Tribal Headquarters
 9:00 a.m. **Youth Arts & Crafts - Tribal Headquarters**
Kiddie Land - Pow Wow Grounds
 10:00 a.m. Softball Tournament-Sign-Up - South of FireLake Discount Foods
 'Trail of Death' Movie - Museum
 12:00 p.m. Vendors Arts & Crafts & Food - Pow Wow Grounds
 1:00 p.m. Health Screenings/Fair and Tour (until 5:00 p.m.) - Health Complex
Youth Arts & Crafts - Tribal Headquarters
Domino & Checkers Tournament 12 & under - Tribal Headquarters
Swimming Pool Open until 5:00 p.m. - Tribal Headquarters
 2:00 p.m. 'Trail of Death' Movie - Museum
 4:00 p.m. Scotch Doubles Bowling - FireLake Lanes
 5:00 p.m. Chess Tournament - North Tent - Pow Wow Grounds
 Horseshoe Tournament - Pecan Grove - FireLake Golf Course
 Moccasin Making Class - Museum
 6:00 p.m. Domino Tournament - North Tent - Pow Wow Grounds
 7:00 p.m. Checkers Tournament - North Tent - Pow Wow Grounds
Dancing Under the Stars with live DJ - Tribal Headquarters
Swimming Pool Open until 10:00 p.m.
 8:00 p.m. Traditional Hand Games - Round House - Pow Wow Grounds
 Registration for Night Golf Begins - FireLake Golf Course
 9:00 p.m. Country & Western Dance - South Tent - Pow Wow Grounds
 Night Golf - scramble - FireLake Golf Course
 11:00 p.m. Extreme Bowl - FireLake Lanes

SATURDAY, JUNE 29, 2002

- 7:00 a.m. Voting opens (until 2:00 p.m.) - Longroom
 7:30 a.m. Breakfast - Pow Wow Grounds - served until 10:00 a.m.
 Registration for Golf Tournament Begins - FireLake Golf Course
 8:30 a.m. Golf Tournament - FireLake Golf Course - 5 person teams
 Fry Bread Competition - Pow Wow Grounds
 Vendors Arts & Crafts & Food - Pow Wow Grounds
 9:00 a.m. Health Screenings/Fair and Tour - Health Complex until 2:00 p.m.
 3 on 3 Basketball Tournament - Pow Wow Grounds
 Open Bowling - FireLake Lanes
 Housing Registration - First Aid booth at Pow wow grounds
 Softball Tournament - Fields South of FireLake Discount Foods
Youth Arts & Crafts - Tribal Headquarters
Kiddie Land - Pow Wow Grounds
Petting Zoo and Rides - Pow Wow Grounds
 10:00 a.m. 'Trail of Death' Movie - Museum
Swimming Pool Open until 5:00 p.m.
 11:00 a.m. Shawl Making Class - Museum
Softball Throw 12 & Under - Tribal Headquarters
3 on 3 Basketball 12 & Under - Tribal Headquarters
 1:00 p.m. Pow Wow Dance Lessons - Round House - Pow Wow Groun
 2:00 p.m. 'Trail of Death' Movie - Museum
 3:00 p.m. General Council - Bingo Hall
 5:30 p.m. Gourd Dancing - Round House
 6:30 p.m. Best Indian Car Contest - Pow Wow Grounds
 8:00 p.m. Grand Entry - Dance - Pow Wow Grounds
 11:00 p.m. Extreme Bowl - FireLake Lanes

SUNDAY, JUNE 30, 2002

- 7:30 a.m. Breakfast - pow wow grounds - ends at 10:00 a.m.
 9:00 a.m. Church Services - Round House - Pow Wow Grounds
 Orphan Singers - Round House - Immediately following Church
Youth Arts & Crafts - Tribal Headquarters
Kiddie Land - Pow Wow Grounds
 10:00 a.m. Sacred Heart Bus Tour - Longroom - lunch provided
Swimming Pool Open until 1:00 p.m.
 11:00 a.m. Open Bowling - FireLake Lanes
 1:00 p.m. Archery Tournament - West of Pow Wow Grounds
 2:00 p.m. Mini Putt Tournament - FireLake Mini Putt - Pow Wow Grounds
 3:00 p.m. Sundown Motorcycle Ride - Leave from Pow Wow Grounds
 4:00 p.m. Volleyball - Pow Wow Grounds
 Scotch Doubles Bowling - FireLake Lanes

SCHEDULE IS SUBJECT TO CHANGE

** Eligible participants in the activities include Citizen Potawatomi tribal members, their spouses and children and Citizen Potawatomi Nation employees, their spouses and children. ** Must have festival registration to participate in the activities. ** Bingo is free to all enrolled Potawatomi Tribal Members. **

Contact Information

Registration

Mary Farrell 405-275-3121 or
 mfarrell@potawatomi.org

Youth Arts & Crafts, Kiddie Land, Swimming Pool, Swimming under the stars, DJ by the pool, Children's Karaoke and Dance Contest

Janet Draper 405-273-3216 or
 jdraper@potawatomi.org
 Donnette Littlehead 405-878-4861 or
 dlittlehead@potawatomi.org

Softball Tournament

Richard Driskell 405-878-4850 or
 rdriskell@potawatomi.org

Scotch Doubles Bowling, Extreme Bowl, Open Bowl

Billie Anderson 405-275-2855 or
 banderson@potawatomi.org

Fry Bread Competition

Patsy Cooper 405-275-5269 or
 pcooper@potawatomi.org
 Carol Clay-Levi 405-275-5269 or
 cclaylevi@potawatomi.org

Horseshoe Tournament, Night Golf and Golf Tournament

Mike Wood 405-275-4471 or
 mwood@potawatomi.org

Traditional Hand Games

Rocky Barrett 405-275-3121 or
 rbarrett@potawatomi.org

Domino Tournament, Checkers Tournament and Chess Tournament

Linda Capps 405-275-3121 or
 lcapps@potawatomi.org or
 Bob Trousdale 405-275-3121 or
 btrousdale@potawatomi.org

Country & Western Dance

Denise Lackey 405-878-4833 or
 dlackey@potawatomi.org

Voting

Cathie Hanson 405-275-3121 or
 chanson@potawatomi.org

Health Screening

Bill Thorne 405-273-5236 or
 bthorne@potawatomi.org

3 on 3 Basketball Tournament

Bob Trousdale 405-275-3121 or
 btrousdale@potawatomi.org

Housing Registration

Bob Carlile 405-275-3121 or
 bcarlile@potawatomi.org

Youth Games, Petting Zoo, Pony Rides

Janet Draper 405-273-3216 or
 jdraper@potawatomi.org or
 Donnette Littlehead 405-878-4861 or
 dlittlehead@potawatomi.org

Pow wow Dance Lessons

Leslie Deer 405-275-3119 or
 lbarichello@potawatomi.org

General Council

Rocky Barrett 405-275-3121 or
 rbarrett@potawatomi.org

Best Indian Car Contest

Gary Smith 405-878-4660 or
 gsmith@potawatomi.org

Gourd Dancing and Grand Entry

Leslie Deer 405-275-3119 or
 lbarichello@potawatomi.org

Church Services

Mike Wood 405-275-4471 or
 mwood@potawatomi.org

Sacred Heart Bus Tour

Vickie Canfield 405-275-3121 or
 vcanfield@potawatomi.org or
 Cathie Hanson 405-275-3121 or
 chanson@potawatomi.org

Volleyball

Gary Smith 405-878-4660 or
 gsmith@potawatomi.org

Trail of Death Movie

Rhonda Butcher 405-275-3121 or
 rbutcher@potawatomi.org

Museum and Gift Shop

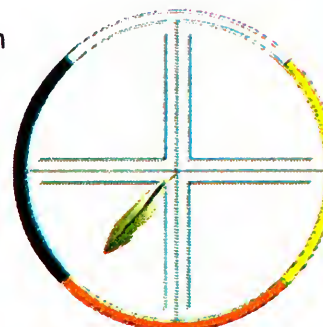
Leslie Deer 405-275-3119 or
 lbarichello@potawatomi.org

Archery

Linda Capps 405-275-3121 or
 lcapps@potawatomi.org

Mini Putt Tournament

Bob Trousdale 405-275-3121 or
 btrousdale@potawatomi.org



WORKING FOR A BRIGHTER FUTURE



Vote Linda Capps Vice Chairman

The pictures above are of my oldest grandchildren. They represent three of the hundreds of reasons I'm working diligently for a brighter future for the Citizen Potawatomi Nation. Your children and grandchildren, and mine, are the future of this great tribal government. It is important that we help our youth maintain pride and ownership in the Citizen Potawatomi Nation. In my 12 years on the Business Committee, our Nation has made tremendous strides with our businesses, health and education programs, and other services. This equals a brighter future for our most important legacy.

—Linda Capps



*Proven Leader
Dedicated
Experienced
Trustworthy
Committed*

Having earned Business and Education degrees, Linda Capps brings experience as an economic development specialist, government contractor and educator to Citizen Potawatomi Nation members. She humbly asks for your vote and continued support as the Nation chooses leadership for a *brighter future*.

Linda Capps grew up in Harrah, Oklahoma, which includes the northern portion of the original Potawatomi Indian allotments. Linda's mother was a Navarre. Many Potawatomi tribal members are related to the Navarres including Degraff, Holloway, Melot, Toupin, and Vieux families. In 1872, three families were allotted parcels of land in the Harrah/Choctaw areas. The family names are Tecier, Darling, and Anderson. In 1887, an additional four families were allotted lands—the Navarre, Wickens, Mitchell, and Daniels families. Portions of the town of Harrah actually sit upon the Robert and Louis Navarre 80-acre allotments. The Potawatomi heritage still has a presence in the Harrah/Choctaw area. There are both streets and roads named after Potawatomi families. Harrah High School and the former Harrah Elementary School are built on part of the Navarre allotment. Many Potawatomi tribal members still reside in the Harrah/Choctaw area—they are well known and respected.

CONSTITUTION OF THE POTAWATOMI NATION

PREAMBLE

We, the people of the Citizen Potawatomi Nation, in order to preserve our sovereignty and inherent powers of self-government, Potawatomi culture, economic independence, and individual freedoms while affirming our mutually beneficial relationship with the United States of America, with the help of our Creator, do ordain and establish this Constitution pursuant to the Oklahoma Indian Welfare Act of June 26, 1936 (49 Stat. 1967) which shall supersede all previous Constitutions and Amendments approved by the Secretary of the Interior for this Nation.

ARTICLE 1 - NAME

The official name of this Tribe shall be the Citizen Potawatomi Nation.

ARTICLE II - RIGHTS OF PERSONS

Section 1. The Citizen Potawatomi Nation shall not:

- (a) Make or enforce any law prohibiting the free exercise of religion, or abridging the freedom of speech, or of the press, or the right of the people peaceable to assemble or to petition for a redress of grievances.
- (b) Violate the right of the people to be secure in their persons, houses, papers, and effects against unreasonable searches and seizures, nor issue warrants, but upon probable cause, supported by oath or affirmation, and particularly describing the place to be searched and the person or thing to be seized, nor take any private property for public use without just compensation.
- (f) Deny or deprive any person or entity within its jurisdiction the equal protection of its laws, liberty or property without due process of law, the right to a speedy and public trial, to be informed of the nature and cause of the accusation, to be confronted with the witnesses against him, to have compulsory process for obtaining witnesses in his favor, and at his own expense to have the assistance of counsel for his defense. Excessive bail or fines, or cruel and unusual punishment shall not be imposed.
- (c) Subject any person for the same offense to be twice put in jeopardy or compel any person in any criminal case to be a witness against himself or deny to any person accused of an offense punishable by imprisonment the right, upon request, to a trial by jury of not less than six (6) persons.
- (i) Pass any bill of attainder or ex post facto law.

ARTICLE III - DISTRIBUTION OF POWERS

The powers of the government of the Citizen Potawatomi Nation shall be divided into three (3) separate branches: Legislative, Executive and Judicial; and except as provided in this Constitution, the Legislative, Executive and Judicial branches of government shall be separate and distinct and no branch shall exercise the powers properly belonging to either of the others.

ARTICLE IV - TERRITORY AND TRIBAL JURISDICTION

- Section 1. The territory of the Citizen Potawatomi Nation shall encompass all lands which are now or hereinafter owned by or reserved for the Nation, and all lands now or at a later date owned or held in trust for the Nation or any of its members by the United States of America.
- Section 2. The jurisdiction and governmental powers of the Citizen Potawatomi Nation shall, consistent with applicable Federal law, extend to all persons and to all real and personal property, including lands and natural resources, and to all waters and air space within the Indian Country, as defined in 18 U.S.C. section 1151 or its successor, over which the Citizen Potawatomi Nation has authority.
- Section 3. The jurisdiction and governmental powers of the Citizen Potawatomi Nation shall also, consistent with applicable Federal law, extend outside the exterior boundaries of the Citizen Potawatomi Nation to any persons or property which are, or as may hereafter be, included in the jurisdiction of the Citizen Potawatomi Nation under any laws of the Citizen Potawatomi Nation, any State, or the United States.
- Section 4. The jurisdiction and governmental powers of the Citizen Potawatomi Nation shall be exercised by:
- (a) appropriate legislation enacted by the Citizen Potawatomi Legislature and implemented, enforced, or discharged by the Executive Officers who shall have constitutionally delegated and protected supervisory authority over all operations and activities of the Nation that is the subject of such legislation;
 - (b) providing for a tribal judicial system and a tribal law enforcement agency; and
 - (c) the legislative creation of other appropriate administrative agencies of the Nation.

ARTICLE V- OBJECTIVES

- Section 1. The objective of the Citizen Potawatomi Nation in organizing under this Constitution shall be:
- (a) To promote the general welfare of the Citizen Potawatomi Nation and its members by exercising to the fullest extent the inherent powers of self-government vested in the Tribe since time immemorial and any additional powers of self-government vested in the Nation by Federal or state law.
 - (b) To secure for the Nation and its members the powers, benefits, rights, and privileges provided for in the Oklahoma Indian Welfare Act of June 26, 1936, (49 Stat. 1967).
 - (c) To secure the powers, benefits, rights, and privileges as provided by any laws of the United States now or hereafter enacted for the benefit of Indians or other citizens of the United States.
 - (d) To secure and utilize, for the Citizen Potawatomi Nation, a charter of incorporation from the Secretary of the Interior that allows the tribe to enjoy those powers specifically mentioned in the Oklahoma Indian Welfare Act of June 26, 1936 (49 Stat. 1967).

ARTICLE VI- MEMBERSHIP OF THE NATION

Section 1. The membership of the Citizen Potawatomi Nation shall consist of the following persons:

- (a) Each child of the Citizen Potawatomi Nation and who was enrolled or entitled to be enrolled on the official census roll of the Tribe on January 1, 1937.
- (b) Each child of Citizen Potawatomi Nation Indian blood born since the date of said roll of whose parent is or was a member of the Nation.
- (c) Each child of the Citizen Potawatomi Nation Indian blood of a marriage between a member of the Nation and any other person.
- (d) As used in this Article, the term "a member of the Nation" means a member of the Nation at the time of the child's birth, or, in the case of a posthumous child, if membership rights are claimed through the deceased parent, the parent was a member of the Nation at the time of death. By special act of the Citizen Potawatomi Legislature, membership rights may be granted through a deceased grandparent in individual cases where the claimant was unaware of their enrollment privileges until after the death of their unenrolled parent of Citizen Potawatomi Nation blood.
- (e) The burden of proof as to eligibility for membership in the Citizen Potawatomi Nation will be on the claimant for membership in each case.
- (f) The Citizen Potawatomi Legislature shall have power to prescribe rules and regulations, subject to the approval of the Secretary of the Interior or his authorized representatives, covering future membership, including adoptions and the loss of membership, provided that the Citizen Potawatomi Legislature shall not have the power to change or establish substantive requirements for membership in addition to those established in this Article.
- (g) Any member of the Citizen Potawatomi Nation who applies for and is accepted as a member of another federally recognized Indian Tribe, Nation, or Band, or group seeking federal recognition as another Indian Tribe, Nation, or Band, shall be subject to disenrollment.
- (h) Any person whose application for membership has been denied, or any member who has been disenrolled, shall have the right to appeal to the Tribal Court.

ARTICLE VII - CITIZEN POTAWATOMI NATION NATIONAL COUNCIL

- Section 1. There shall be a Citizen Potawatomi Nation National Council. The membership of the Citizen Potawatomi Nation National Council shall be all Citizen Potawatomi Nation Indians by blood, 18 years of age or older, who have not been adjudged incompetent by a court of competent jurisdiction.
- Section 2. Subject to this Constitution, the Citizen Potawatomi Legislature shall provide rules of procedure for meetings of the Citizen Potawatomi Nation National Council by appropriate legislation, and the Citizen Potawatomi Nation National Council shall exercise such authority and powers as are delegated to it by this Constitution.
- Section 3. There is reserved to the Citizen Potawatomi Nation National Council the authority to approve all actions of the Citizen Potawatomi Legislature, or to delegate specific authority to the Citizen Potawatomi Legislature to take particular actions, prior to any such action of the Citizen Potawatomi Legislature becoming effective, which result in:
- (a) The appropriation and budgeting of available tribal funds held in trust as the proceeds of any claim against the United States or from or as a result of any treaty obligation received from the United States including interest earned thereon for expenditure for the benefit of the Nation;
 - (b) The sale of any trust land or interest in lands, and in connection with the purchase of lands or interest in lands, to authorize and cause to be executed a mortgage on encumbrance covering or extending to trust property not being purchased.
 - (c) Approval of any settlement of claim of the Citizen Potawatomi Nation against the United States.
 - (d) Removal of elected officials from office.
 - (e) Publication of the Tribal Newspaper, The HowNiKan.
- Section 4. The Citizen Potawatomi Nation National Council shall have nine (9) population districts called Regional Council Areas outside of the geographical limits of the State of Oklahoma and two population district within the geographical limits of the State of Oklahoma. These population districts shall have elected representation within the Citizen Potawatomi Legislature for members of the Citizen Potawatomi Nation National Council who reside outside of Oklahoma while ensuring that a majority of the Citizen Potawatomi Legislature resides within the State of Oklahoma, that State in the United States of America contiguous to the Citizen Potawatomi Nation Indian Country and Capital located between Shawnee and Tecumseh, Oklahoma.
- (a) The Regional Council Areas shall have boundaries set to generally represent the historical areas known as Regional Councils, with the first designated in 1985, within which the Citizen Potawatomi Nation maintained government representatives, offices, and consistent activity up to the date of adoption of this Constitution.
 - (b) At all times prior to acts of the Legislature, the Nine (9) Regional Council Areas shall have representation in the Citizen Potawatomi Legislature based on a ratio of one (1) Representatives elected, or appointed in the case of vacancies, from each of the (9) Regional Councils, to ten (10) Citizen Potawatomi Legislature Representatives elected, or appointed in the case of vacancies, from the State of Oklahoma. No vacancies may exist in an acting legislature.
- Section 5. Annual meetings of the Citizen Potawatomi Nation National Council shall be held on the last Saturday of June of each year for the conduct of elections, receiving reports, and any other business that may come regularly before it. The purpose of the Citizen Potawatomi Nation National Council meetings shall be to give information and to discuss any matter pertaining to the Citizen Potawatomi Nation.
- (a) Such meeting shall be held at the Tribal building designated for that purpose at the Citizen Potawatomi Nation Capital Complex south of Shawnee, Oklahoma, unless some other point under the jurisdiction of the Citizen Potawatomi Nation is specifically designated in the call.

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CONSTITUTION OF THE POTAWATOMI NATION

(Continued From Previous Page)

(b) Special meetings of the Citizen Potawatomi Nation National Council may be called at the discretion of the Chairman, and shall be called by him upon the written request of thirteen Representatives in the Citizen Potawatomi Legislature or the written request of twenty five hundred (2500) members of the Citizen Potawatomi Nation National Council. Special meetings may not conflict with annual meetings of the Citizen Potawatomi Regional Council Areas.

(c) The principal object of the special meeting must be stated in the call for the meeting and may include the words "and for the discussion of other business". No other subjects can be discussed except for those stated in the call. Any actions taken with respect to the authority reserved to the Council by this Constitution shall be made only by a subsequent election held in accordance with, and within the time limit specified in, the election ordinance, which election shall be open to all members of the Citizen Potawatomi Nation National Council.

(d) Notice of meetings of the Citizen Potawatomi Nation National Council shall be given using all appropriate means by the Tribal Chairman at least ten (10) days prior to the date of such meeting.

Section 6. The Tribal Chairman shall compile the agenda for each meeting of the Citizen Potawatomi Nation National Council. Specific agenda items, not to include items titled "discussion of other business", may be required of the Chairman by a resolution of the Citizen Potawatomi Legislature with thirteen affirmative votes for the addition of the agenda item. The agenda may include the words "and for the discussion of other business".

Section 7. All final decisions of the Citizen Potawatomi Nation National Council on matters relating to particular functions described in Section 3 of this Article or any other function authorized by this Constitution shall be embodied in resolutions. Every resolution of the Citizen Potawatomi Nation National Council shall begin with the words, "Now, therefore be it resolved by the Citizen Potawatomi Nation National Council".

Section 8. Any actions taken with respect to the authority reserved to the Citizen Potawatomi Nation National Council by this Constitution shall be made only by a subsequent election held in accordance with, and within the time specified in, the election ordinance and Article X of this Constitution, which election shall be open to all members of the Citizen Potawatomi Nation National Council.

Section 9. Annual meetings of the Citizen Potawatomi Regional Council Areas shall each be scheduled by legislation adopted by the Citizen Potawatomi Nation National Council to take place at two-week intervals beginning with the second Saturday after the filing date set by the Election Ordinance for candidates in the annual election. No meeting shall take place after a date fourteen (14) days prior to the annual meeting of the Citizen Potawatomi Nation National Council. The purpose of the Citizen Potawatomi Nation Regional Council Area meetings shall be to give information and to discuss any matter pertaining to the Citizen Potawatomi Nation.

ARTICLE VIII - CITIZEN POTAWATOMI LEGISLATURE

Section 1. The legislative powers of the Citizen Potawatomi Nation shall be vested in the Citizen Potawatomi Legislature. These legislative powers, as authorized by this Constitution, shall not be infringed upon by another branch of the government of the Citizen Potawatomi Nation. The Citizen Potawatomi Legislature shall have the power, including by way of illustration, but not by limitation:

(a) To exercise the inherent powers of the Citizen Potawatomi Nation by establishing laws through the enactment of ordinances and adoption of resolutions not inconsistent with this Constitution:

(1) to govern the conduct of members of the Citizen Potawatomi Nation and other persons within its jurisdiction;

(2) to promote, protect and provide for public health, peace, morals, education and general welfare of the Citizen Potawatomi Nation and its citizens;

(3) to provide by ordinance for the jurisdiction of the Tribe over Indian Child Welfare matters, and all other domestic relations matters;

(4) to provide for the manner of making, holding and revoking assignments of the Citizen

(5) to authorize and ratify agreements and contracts negotiated by the Tribal Chairman on behalf of the Citizen Potawatomi Nation with federal, state and local governments and other Indian tribes or their departments or political subdivisions, or with private or corporate persons on all matters within the authority of the Citizen Potawatomi Legislature;

(6) To authorize the acquisition of and appropriate tribal funds for the purchase, lease, taking by gift, devise or bequest, of land, interests in land, personal property or other assets that may be deemed beneficial to the Citizen Potawatomi Nation;

(7) To approve or veto any sale, disposition, lease or encumbrance of Citizen Potawatomi Nation land, interests in land, personal property or other assets within the limits imposed by Tribal or Federal law or this Constitution;

(8) To employ legal counsel;

(9) To create by ordinance regulatory commissions or subordinate organizations, and to appropriate for such organizations the funds to operate, provided that no such commission or subordinate organization shall, in its exercise of powers delegated by the Tribal Legislature, infringe on the powers delegated to any other entity by this Constitution.

(10) To establish rules and procedures to regulate all meetings of the Citizen Potawatomi Legislature, standing committees, special committees and such subordinate organizations created by ordinance;

(11) To approve appointments and removal from appointments by the Tribal Chairman to regulatory commissions or subordinate organizations created by ordinance. In the case of tribal employees supervised, managed, hired or fired by the Tribal Chairman in the day to day operations of the Tribal Government or Tribal Enterprises, this approval authority shall be limited to approval of operating budgets from which employees hired by the Executive branch are paid salaries.

(12) To approve appointments and removal from appointments to the Tribal Court.

(b) To exercise the following fiscal powers:

(1) Subject to the veto of the Tribal Chairman, to adopt, approve or amend the annual budget presented by the Tribal Chairman and to authorize the expenditure of funds in accordance with such budgets;

(2) To receive any funds within the exclusive control of the Citizen Potawatomi Nation, except for those funds authorized by resolution of the Citizen Potawatomi Nation National Council, and to appropriate these funds for the benefit of the Tribe and its members. All expenditures of funds shall be made by the Tribal Chairman or his or her designate, pursuant to appropriations or budgets authorized by resolution or ordinance of the Citizen Potawatomi Legislature.

(3) To levy duties, fees, taxes and assessments on any person, natural or corporate, residing or doing business in the jurisdiction of the Citizen Potawatomi Nation;

(4) To borrow money or to issue temporary or long term evidence of indebtedness for public purposes and to secure the repayment thereof;

(c) To take action, not inconsistent with this Constitution or Federal law, which shall be necessary and proper to carry out the sovereign legislative powers of the Citizen Potawatomi Nation.

Section 2. Composition of the Citizen Potawatomi Legislature.

(a) The Citizen Potawatomi Legislature shall consist of nineteen (19) citizens by blood of the Citizen Potawatomi Nation, elected individually by majority popular vote of the registered voters of Citizen Potawatomi Nation National Council in the manner described in this Section and Article X.

(b) Citizen Potawatomi Legislature Representatives shall be elected from the Regional Council Areas and the State of Oklahoma.

(c) Nine (9) of the nineteen (19) members of the Citizen Potawatomi Legislature shall be elected by the registered voters who reside in these Regional Council Areas: Region 1, *Northwest Area*; Region 2, *North Central California Area*; Region 3, *Southern California Area*; Region 4, *Southwest Area*; Region 5, *Rocky Mountain Area*; Region 6, *North Texas Area*; Region 7, *South Texas Area*; Region 8, *Kansas and Missouri Area*; Region 9, *East and Great Lakes Area*. The Citizen Potawatomi Legislature shall reset the boundaries of any Regional Council Area every eight years based on approximately equal apportioning of voter population (equal within a margin of 15%) within Regional Council Areas and may set the location of the Regional Council Offices in consideration of ease of access to the services of the Nation and teleconferencing capabilities. No Regional Council Area may be apportioned population within the State of Oklahoma.

(d) Five (5) of the nineteen (19) members of the Citizen Potawatomi Legislature shall be elected at-large by the registered voters of the Citizen Potawatomi Nation National Council residing in the State of Oklahoma.

(e) Five (5) of the nineteen (19) members of the Citizen Potawatomi Legislature shall be elected by the registered voters of the Citizen Potawatomi Nation National Council residing in Pottawatomie County, Oklahoma and counties contiguous to Pottawatomie County, Oklahoma.

Section 3. Qualifications of Legislators

(a) Qualifications for seats described in Section 2, (c): Any member by blood of the Nation who is twenty-five (25) years of age or older who has resided within his or her Regional Council Area for at least six (6) months prior to the date of the next scheduled election and has not been convicted by any Court of competent jurisdiction of a felony or other offense involving dishonesty or moral turpitude may serve in the Citizen Potawatomi Legislature.

(b) Qualifications for seats described in Section 2, (d): Any member by blood of the Nation who is twenty-five (25) years of age or older who has resided within the State of Oklahoma for at least six (6) months prior to the date of the next scheduled election and has not been convicted by any Court of competent jurisdiction of a felony or other offense involving dishonesty or moral turpitude may serve in the Citizen Potawatomi Legislature.

(c) Qualifications for seats described in Section 2, (e): Any member by blood of the Nation who is twenty-five (25) years of age or older who has resided within Pottawatomie County, Oklahoma or any county contiguous to Pottawatomie County, Oklahoma for at least six (6) months prior to the date of the next scheduled election and has not been convicted by any Court of competent jurisdiction of a felony or other offense involving dishonesty or moral turpitude may serve in the Citizen Potawatomi Legislature.

(d) The seats of Representative in the Citizen Potawatomi Legislature elected from Oklahoma shall be numbered and named one (1) through (10), with the Representatives numbered one (1) through five (5) elected at-large from the State of Oklahoma. Example: "elected to the position of Oklahoma Representative No. 10".

(e) The seats of Representative in the Citizen Potawatomi Legislature elected from the Regional Council Areas shall be named according to the Regional Council Areas in which they reside. Example: elected as "North Central California Area Representative".

Section 4. Terms of Office.

(a) Except as provided for in Section 1 of Article X in this Constitution, each Citizen Potawatomi Legislature Representative's term of office shall be four (4) years.

(b) Citizen Potawatomi Legislature members shall continue in office until their successors are sworn in by a judge of the Tribal Court, their office is deemed vacant or forfeited, or they are removed from the Citizen Potawatomi Legislature.

(c) If any Citizen Potawatomi Legislature Representative ceases to be a member of the Citizen Potawatomi Nation, he or she shall automatically forfeit his or her position.

(d) If any Citizen Potawatomi Legislature Representative ceases to be a resident of:

(1) the Regional Council Area to which he was elected, or

(2) the State of Oklahoma if elected at large from Oklahoma, or

(3) from Pottawatomie County or its contiguous counties if he or she was elected to represent that area, he or she shall automatically forfeit his or her Citizen Potawatomi Legislature office.

(e) There shall be no prohibition against continuous service.

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CONSTITUTION OF THE POTAWATOMI NATION

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Section 5. Officers of the Citizen Potawatomi Legislature

(a) The Citizen Potawatomi Legislature shall select two (2) Legislature members by majority vote to serve as Legislative Officers: Speaker of the Citizen Potawatomi Legislature and Recorder of the Citizen Potawatomi Legislature. Each Officer's terms shall be two years. A single Legislature Representative may not hold both Officer seats.

(1) The Speaker of the Citizen Potawatomi Legislature shall:

- a. Preside at all meetings of the Citizen Potawatomi Legislature in person at the Tribal Capital.
- b. Call special meetings of the Citizen Potawatomi Legislature, when appropriate.
- c. Receive reports from the committees or commissions and deliver such reports to the Citizen Potawatomi Legislature.
- d. Direct the operation of all necessary teleconferencing equipment to allow for the orderly conduct of all meetings of the Citizen Potawatomi Legislature which shall enable any Representative present at the Tribal Capital or at the Regional Council Area meeting site to see all other Representatives present and be seen by them, and hear all other Representatives present and be heard by them.
- e. Cause and direct the operation of a publicly accessible Internet webcast of the meetings of the Citizen Potawatomi Legislature.

(2) The Recorder of the Citizen Potawatomi Legislature shall:

- a. Maintain a digital electronic record of all Citizen Potawatomi Legislature meetings in perpetuity, and make the previous years of such records available via the Internet and electronic format to the membership of the Tribe.
- b. Maintain written records of the minutes of the meetings of the Citizen Potawatomi c. Keep the members informed about the activities of the Citizen Potawatomi Legislature and all other matters affecting the Tribe and its members by authoring a monthly report to be published in the Tribal Newspaper, the HowNiKan, and an annual report to the Citizen d. Maintain and protect the Tribal Seal.
- e. Perform the duties of the Speaker of the Citizen Potawatomi Legislature if the Speaker of the Citizen Potawatomi Legislature is absent or unable to fulfill those duties.

Section 6. Meetings of the Citizen Potawatomi Legislature.

(a) The Citizen Potawatomi Legislature shall meet in regular session at the Tribal Capital at least once every quarter of one year at a time and place to be set by the Citizen Potawatomi Legislature. The schedule of meetings for regular sessions of the Citizen Potawatomi Legislature for the next calendar year shall be set by resolution of the Citizen Potawatomi Legislature at the last regular session of each calendar year. The meeting schedule for each calendar year shall be published and made available to the members of the Citizen Potawatomi Nation National Council.

(b) All meetings of the Citizen Potawatomi Legislature shall be transmitted from the Tribal Capital via teleconferencing equipment to each Regional Council Area meeting site as established by legislation, and such meeting sites in Oklahoma or the Regional Council Areas as the Tribal Legislature may determine by appropriate legislation, to provide each elected Representative in the Citizen Potawatomi Legislature from outside of Oklahoma the ability to participate in discussion, debate, and voting, and allow he or she to see and be seen by, hear and be heard by, all the members of the Citizen Potawatomi Legislature attending at any convened meeting. Attendance at meetings of the Citizen Potawatomi Legislature may be either in person or by electronic media controlled by the Speaker of the Citizen Potawatomi Legislature.

(b) A special meeting shall be called upon written request of the Tribal Chairman submitted to the Speaker of the Citizen Potawatomi Legislature; or upon written request submitted to the Speaker of the Tribal Legislature by thirteen (13) members of the Citizen Potawatomi Legislature.

(c) There shall be at least seventy-two (72) hours written notice of a special meeting of the Tribal Legislature sent to all Representatives at their designated mailing address. Notice shall also be posted at least seventy-two (72) hours in advance at the Tribal Capital and on the Tribal Website and multiple telephone contacts attempted. No business may be transacted if proper notices have not been mailed and posted containing an agenda prepared by the Speaker.

(d) Emergency meetings of the Citizen Potawatomi Legislature may be called by the Tribal Chairman or Speaker upon less than seventy-two (72) hours written notice, if such meetings are necessary for the preservation or protection of the health, welfare, peace, safety or property of the Nation. Extraordinary efforts shall be made to ensure that each Citizen Potawatomi Legislature member receives notice of emergency meetings. Where practical, notice shall be posted at the Tribal Capital and Tribal Website and members contacted by telephone. Notices shall state the purpose, time and place of the meeting. No business other than that stated in the notice shall be transacted at such meetings.

(e) All meetings of the Citizen Potawatomi Legislature and of its committees shall be open to the public except when the discussion shall concern legal matters concerning contract litigation or dispute resolution, or matters subject to privacy law brought by the Tribal Chairman; or, when a question of the moral turpitude of any member of the Tribe is discussed; or when the decorum of the audience shall prejudice orderly administration of business. In the event that consideration of a subject shall take place in Executive Session, the vote shall take place in, and be recorded in the minutes of, an open meeting. Minutes and digital electronic recordings shall be maintained relating to all business conducted in open or closed session. The general reason for a determination to meet in closed session shall be placed on the record in open session. The minutes of business conducted in closed session shall be maintained in a closed file in perpetuity; however, such minutes of closed sessions may be opened to the public upon a vote of the majority of the Citizen Potawatomi Legislature, upon final disposition of the matter concerned or upon order of the Tribal Judiciary. Upon conclusion of a closed session, announcement of the resumption of open session shall be made before adjournment.

(f) The Citizen Potawatomi Legislature shall determine its own rules of procedure for meetings of the Tribal Legislature, subject to any limitations imposed in this Constitution. Such rules and procedures shall reasonably provide for an opportunity for the tribal members to submit questions and receive answers from any Representative of the Citizen Potawatomi Legislature concerning any legislation under consideration by the Citizen Potawatomi Legislature.

(g) A quorum of the Citizen Potawatomi Legislature shall consist of ten (10) Representatives, provided at least three (3) of the ten (10) Representatives present represent the Regional Council Areas defined in Section 4. of Article V and Article VI, Section 2.,(c).

(h) When a Citizen Potawatomi Legislature member has a personal interest in an issue or matter to be voted upon by the Citizen Potawatomi Legislature, other than those common to all members of the Citizen Potawatomi Nation, which would require balancing personal interest against interests of the Tribe, such member shall abstain from voting on that matter due to conflict of interest and shall disclose the nature of the conflict at the time of the abstention.

(1) The fact that a member may not vote on an issue due to conflict of interest shall not prevent that member from voting on other matters or from determining a quorum's existence.

(2) Failure to disclose a potential conflict of interest is cause for removal from office, and where a matter of potential conflict has been disclosed, the Citizen Potawatomi Legislature shall determine by majority vote whether a member shall abstain from voting, although no member shall be compelled to vote regarding an issue as to which he or she believes a conflict exists.

(i) The Citizen Potawatomi Legislature shall act only by ordinance or resolution.

(1) All final decisions of the Citizen Potawatomi Legislature on matters of temporary interest or matters relating to particular circumstances, officials, or individuals shall be embodied in resolutions. Every resolution of the Citizen Potawatomi Legislature shall begin with the words, "Now, therefore be it resolved by the Citizen Potawatomi Legislature of the Citizen Potawatomi Nation".

(2) All final decisions of the Citizen Potawatomi Legislature upon ongoing matters necessary to the orderly administration of tribal affairs, or having general or continuing application, shall be embodied in ordinances, which may be called statutes. Every ordinance shall begin with the words, "Be it enacted by the Citizen Potawatomi Legislature of the Citizen Potawatomi Nation".

3) Citizen Potawatomi Legislature action shall be determined by a majority of the quorum present and voting at the meeting, unless otherwise specified in this Constitution, and minutes shall identify each Citizen Potawatomi Legislature Representative's vote on every issue.

Section 7. Members of Citizen Potawatomi Legislature shall receive a compensation for his/her services, the amount of which shall be set by an ordinance of the Citizen Potawatomi Legislature one year in advance of receipt. Benefits and services from tribal facilities given to tribal department heads and enterprise managers shall also be given to the members of the Citizen Potawatomi Legislature at the same facilities.

ARTICLE IX - TRIBAL CHAIRMAN AND VICE-CHAIRMAN

Section 1. The Executive powers of the Citizen Potawatomi Nation shall be vested in the Tribal Chairman and Tribal Vice-Chairman who shall be styled *The Tribal Chairman of the Citizen Potawatomi Nation*, and *The Tribal Vice-Chairman of the Citizen Potawatomi Nation*.

Section 2. Any member of the Nation and citizen of the United States of America who is thirty-five (35) years of age or older and will resides within 50 miles of the Citizen Potawatomi Nation Tribal Capital during his or her term of office, and has not been convicted by any Court of competent jurisdiction of a felony or other offense involving dishonesty or moral turpitude may serve as Tribal Chairman or Tribal Vice-Chairman.

Section 3. The Tribal Chairman and Tribal Vice-Chairman's term of office shall be four (4) years. The Tribal Chairman and Tribal Vice-Chairman will continue in office until his/her successor is sworn in by the Tribal Court, the office is deemed vacant, or he/she is removed as the Tribal Chairman or Tribal Vice-Chairman. If the Tribal Chairman or Tribal Vice-Chairman ceases to be a member of the nation, he/she will automatically forfeit their office. If the Tribal Chairman or Tribal Vice-Chairman ceases to reside within 50 miles of the Tribal Capital as defined in Section 4 of Article V, he or she will automatically forfeit the office of Tribal Chairman or Tribal Vice-Chairman. There shall be no prohibition against continuous service.

Section 4. The Tribal Chairman and Vice-Chairman shall be the candidates who receive a majority of the votes cast for each of those offices. If no candidate in the election of the Tribal Chairman or Vice-Tribal Chairman receives a majority of the votes cast, a run-off election shall be held between the two (2) highest vote recipients.

Section 5. The Vice-Chairman shall perform the duties of the Chairman in his absence and shall undertake such other duties as may be assigned to him by the Chairman or by law. In case of the absence of the Tribal Chairman from office due to death, resignation, removal or inability to discharge the powers and duties of the office, the same shall devolve upon the Tribal Vice-Chairman for the remaining portion of the four (4) year term to which the Tribal Chairman had been elected. In case of disability, such powers shall continue during the term of such disability. In the event of the death, resignation, or removal of the Tribal Vice-Chairman, or his or her inability to discharge the powers and duties of the office, the person who is then the Speaker of the Tribal Legislature shall succeed to the office of the Deputy Principal Chief for the balance of the term. In the case of temporary disability, said person shall serve as Acting Tribal Vice-Chairman for the duration of the disability and thereafter shall reassume the office of Speaker. The Tribal Legislature may, in the case of removal, death, resignation or disability of all three of the Tribal Chairman, Tribal Vice-Chairman, and Speaker of the Tribal Legislature, provide by law what officer shall then act as Principal Chief until the disability be removed or a successor shall be elected.

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Section 6. Subject to any limitations contained in this Constitution, the Tribal Chairman, and the Tribal Vice Chairman as delegated or assigned by the Chairman, shall be vested with the executive powers of its inherent sovereignty, including but not limited to:

(a) To cause the laws, ordinances, and resolutions of the Citizen Potawatomi Nation to be faithfully executed and enforced, and shall conduct in person and in such manner as shall be prescribed by law, all communications and business of the Citizen Potawatomi Nation.

(b) To oversee the daily administration and management of the Citizen Potawatomi Nation's government and its employees in accordance with the laws, ordinances, and resolutions adopted by the Citizen Potawatomi Legislature and the Citizen Potawatomi Nation National Council.

(c) To consult, negotiate, and execute agreements and contracts on behalf of the Citizen Potawatomi Nation with federal, state, and local governments and other tribal governments, or with natural or corporate persons or organizations. Agreements and contracts reached must be approved or ratified by resolution of the Citizen Potawatomi Legislature to be effective.

(d) With the approval of the Citizen Potawatomi Legislature, to appoint and remove members of all regulatory commissions, and heads of subordinate organizations created by ordinance (Art. IV, Section 1, (a) (9) and (10)) or any other portion of this Constitution.

Section 7. The Tribal Chairman and Tribal Vice-Chairman if assigned by the Chairman shall:

(a) timely prepare and present the annual Citizen Potawatomi Nation Budget to the Citizen Potawatomi Legislature for approval or other action;

(b) keep the Citizen Potawatomi Legislature advised of the financial condition and needs of the Nation by monthly reports for the Citizen Potawatomi Legislature and quarterly reports to the Citizen Potawatomi Nation National Council through publication in the HowNikan Tribal Newspaper and presentation of an annual report to the Citizen Potawatomi Nation National Council;

(c) approve or disapprove by veto power of any action taken by affirmative vote of the Citizen Potawatomi Legislature within seven (7) working days after the resolution or ordinance is submitted to the Tribal Chairman by the Citizen Potawatomi Legislature;

(1) If the Tribal Chairman, or Vice Chairman acting under the authority of the Tribal Chairman, disapproves of the action taken by the Citizen Potawatomi Legislature, he or she shall return it to the Citizen Potawatomi Legislature within the seven (7) working days provided, specifying his or her objections. If after re-consideration, the action again passes the Citizen Potawatomi Legislature by an affirmative vote of thirteen (13) of the nineteen (19) Citizen Potawatomi Legislature members, it shall become law and the Tribal Chairman, or Tribal Vice-Chairman if delegated, shall sign it notwithstanding his or her objections.

(2) If no action is taken by the Tribal Chairman for seven (7) working days and the Tribal Chairman, or Vice-Chairman if delegated, has not signed the legislation or returned it to the Citizen Potawatomi Legislature with his or her objections, it shall become law.

(3) If no action is taken by the Tribal Chairman for seven (7) working days during which the Citizen Potawatomi Legislature adjourns, the action taken by the Citizen Potawatomi Legislature is disapproved and must be reconsidered and submitted as new legislation during the next session of the Citizen Potawatomi Legislature.

(d) Manage the economic affairs, enterprises, property (both real and personal) and other interests of the Nation, including hiring and firing of tribal employees, consistent with ordinances and resolutions enacted by the Citizen Potawatomi Legislature and resolutions of the Citizen Potawatomi Nation National Council, and to collect taxes or assessments against members, non-members and businesses.

(e) Exclude from the lands and electronic domains of the Citizen Potawatomi Nation persons, or other entities, not legally entitled to be present therein.

(f) Oversee the daily administration and management of the Citizen Potawatomi Nation's enterprises and their employees in accordance with the laws, ordinances, and resolutions adopted by the Tribal Legislature.

(g) The Chairman shall preside over all meetings of the Citizen Potawatomi Nation National Council and the Citizen Potawatomi Nation Regional Council Area annual meetings.

(h) Oversee the daily administration and management of the Citizen Potawatomi Nation National Council and its HowNikan employees in accordance with the resolutions adopted by the Citizen Potawatomi Nation National Council.

Section 8. The Tribal Chairman shall receive for his/her services a compensation to be established by the Citizen Potawatomi Legislature which shall not be less than fifty per cent (50%) of the salary received by a Congressman in United States House of Representatives. The Tribal Vice Chairman shall receive for his/her services a compensation to be established by the Citizen Potawatomi Legislature which shall not be less than forty per cent (40%) of the salary received by a Congressman in the United States House of Representatives. The compensation and benefits of the Chairman and Vice Chairman cannot be diminished during his/her continuance in office. Benefits given to tribal department heads and enterprise managers shall also be given to the Tribal Chairman and Vice Chairman at the same facilities.

ARTICLE X - TRIBAL COURT

Section 1. The judicial power of the Citizen Potawatomi Nation is hereby vested in one Supreme Court consisting of seven (7) Justices, a Tribal District Court consisting of one (1) Chief District Judge and one Associate District Judge, a Tribal Attorney General, and such inferior courts and magistrates as may be established by Tribal law.

Section 2. The Courts of the Citizen Potawatomi Nation shall be courts of general jurisdiction and shall further have jurisdiction in all cases arising under the constitution, laws, and treaties of the Citizen Potawatomi Nation. The Supreme Court shall have original jurisdiction in such cases as may be provided by law, and shall have appellate jurisdiction in all cases.

Section 3. The Tribal Courts, in any action brought before them, shall have the power of judicial review in order to declare that legislative enactments of the Citizen Potawatomi Legislature or the Citizen Potawatomi Nation National Council, or executive acts of the Chairman, are unconstitutional under this Constitution or prohibited by Federal statutes and void. In such cases, the Court shall have the authority to declare such act void and to issue injunctive relief. In all cases brought by the Citizen Potawatomi Legislature or the Tribal Chairman requesting judicial review of enactments or executive acts considered by either party to infringe on the Constitutional powers of the other, the Tribal Courts shall find the action appropriate for judicial review and issue a ruling that the enactment or executive act is or is not unconstitutional under this Constitution or prohibited by Federal statutes and void. In cases where the Tribal Courts find that the Citizen Potawatomi Legislature enactment or Executive act is unconstitutional, the Court shall issue appropriate injunctive relief. The Tribal Supreme Court may choose not to hear an appeal of a Tribal District Court ruling by refusing to certify the appeal for review.

Section 4. The Supreme Court Justices and the Tribal District Court Judges shall be elected by the Citizen Potawatomi Nation National Council at a general election called for that purpose and shall serve six (6) year terms and until their successor be duly confirmed and installed. At the expiration of such term, each Justice or Judge may, at his option, be considered for reconfirmation to a new term by the Citizen Potawatomi Nation National Council.

Section 5. The Tribal Attorney General shall be elected by the Citizen Potawatomi Nation National Council at a general election called for that purpose and shall serve a four (4) year term and until his or her successor be duly confirmed and installed. The Tribal Attorney General must stand for election in the same manner as an Executive officer.

Section 6. Vacancies in Tribal Judicial Offices, including the Tribal Attorney General, may be filled by appointment of the Tribal Chairman. Such appointment shall be valid until the next regular annual election. Unless the Citizen Potawatomi Nation National Council confirms the appointee to complete the remainder of the unexpired term, the appointment of that person shall not be renewed. A new appointee by the Tribal Chairman, with the approval of the Tribal Legislature, will then be offered to the Citizen Potawatomi Nation National Council for confirmation at the next regular election to complete the term of the vacant office.

Section 7. Tribal Judges, the Tribal Attorney General, and other officers of the Court shall be compensated.

(a) The Citizen Potawatomi Legislature shall have the power to establish the level of compensation for each judge; provided that the compensation due to each individual judge shall not be diminished during the term of his/her appointment. The minimum compensation for a Tribal Judge shall be \$400 per day while on the bench, adjusted annually by the Cost of Living Index published by the United States Government. The Tribal Attorney General shall receive a salary equal, at a minimum, to the Tribal Vice-Chairman.

(b) Tribal Judges shall be sworn in by the Tribal Chairman.

(c) The Tribal Courts shall have such subordinate seats, employees, and funding as is necessary for orderly operation of the Courts as provided by appropriate legislation of the Citizen Potawatomi Legislature and funded according to a budget submitted by the Tribal Chairman for approval by the Citizen Potawatomi Legislature.

Section 8. The Tribal Attorney General and his staff shall act as the prosecutor in the Citizen Potawatomi Nation Courts and provide legal counsel to the Tribal Chairman on written request.

Section 9. The Tribal Judiciary shall be independent from the legislative and executive functions of the tribal government and no person exercising powers of the legislative or executive functions of government shall exercise powers properly belonging to the judicial branch of government. The Tribal Chairman shall see that the laws of the Citizen Potawatomi Nation are faithfully enforced. The police powers of the Citizen Potawatomi Nation shall be exercised as an arm of the Court under the supervision of the Tribal Chairman.

ARTICLE XI - INITIATIVE AND REFERENDUM

Section 1. The members of the Citizen Potawatomi Nation shall have the authority to enact legislation consistent with this Constitution by petition to the Citizen Potawatomi Legislature bearing the language of the proposed tribal law, the signatures, roll numbers, and current address of at least thirty percent (30%) of the Citizen Potawatomi Nation National Council provided, that in the general election upon such proposed legislation which shall be called by the Tribal Chairman within ninety (90) days of the receipt of a valid petition, a majority of the voters who cast ballots in such election vote in favor of the proposed legislation. Notice of such referendum election shall be given to the registered voters at least forty-five (45) days prior to such election. The Citizen Potawatomi Legislature shall be bound by a vote enacting such proposed legislation into law from the date of the election at which such legislation was enacted until it expires by its own terms or until changed by voters at a subsequent election.

Section 2. The members of the Citizen Potawatomi Nation shall have the authority to reject any legislative action taken by the Citizen Potawatomi Legislature by referendum petition to the Citizen Potawatomi Legislature bearing the language of the tribal law sought to be rejected, the signatures, roll numbers, and current address of at least thirty percent (30%) of the Citizen Potawatomi Nation National Council provided, that in the general election upon such legislation which shall be called by the Tribal Chairman within ninety (90) days of the receipt of a valid petition, a majority of the voters who cast ballots in such election vote against the legislation as enacted by the Citizen Potawatomi Legislature. Notice of such initiative election shall be given to the registered voters at least forty-five (45) days prior to such election. If the legislation is rejected by such vote, that enactment is null and void as of the date of referendum.

Section 3. The right of initiative does not extend beyond the subject of Tribal ordinances and may not be utilized to abrogate any rights of the Tribal judiciary or abrogate any rights guaranteed to any person under Article XIV of this Constitution.

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Section 4. Limitations on Initiative and Referendum. The Members of Citizen Potawatomi Nation National Council shall not have the power to take any of the following actions under this Article:

- (a) Appropriate or expend or direct the expenditure of Tribal revenues or funds except trust funds and interest from trust funds derived from claims against the United States;
- (b) Reverse, overturn or otherwise influence any judicial action of the Tribal Court;
- (c) Take any action that is otherwise in violation of this Constitution or a usurpation of individual rights as defined herein.

ARTICLE XII - ELECTIONS

Section 1. First Election. The first election under this Constitution of the nineteen (19) members of the Citizen Potawatomi Legislature, the Tribal Chairman, the Tribal Vice-Chairman, and the Tribal Attorney General shall be conducted in accordance with Article IV, Section 2, Article V, Section 6 and this Article and shall be conducted no later than one hundred twenty (120) days after this Constitution is adopted. The date of the election shall be set by the Election Committee appointed under subsection (g) of this Section. The first election shall be conducted to allow Business Committee members elected under the previous Constitution to serve out their terms of office as members of the Citizen Potawatomi Legislature or Executive Officers, and Tribal Judges to serve out their terms, and thereby implement a system of staggered terms of office of Citizen Potawatomi Legislature members and the Tribal Chairman and Vice Chairman as follows:

- (a) Four (4) seats in the Citizen Potawatomi Legislature will be elected to one year or less terms to expire at the same time as that member or members of the Business Committee with one year or less remaining in his or her term of office under the previous Constitution. They will be elected from Regional Council Area 9, Regional Council Area 8, Regional Council Area 7, and Regional Council Area 6.
- (b) Four (4) seats in the Citizen Potawatomi Legislature will be elected to two year terms to expire at the same time as that member or members of the Business Committee with two years remaining in his or her term of office under the previous Constitution. They will be Regional Council Area 5, Regional Council Area 4, Regional Council Area 3, and Regional Council Area 2.
- (c) Four (4) seats in the Citizen Potawatomi Legislature will be elected to three year terms to expire at the same time as that member or members of the Business Committee with three years remaining in his or her term of office under the previous Constitution. Those elected will be Regional Council Area 1, and three (3) members elected at large from the State of Oklahoma.
- (d) Four (4) seats in the Citizen Potawatomi Legislature and the Tribal Attorney General will be elected to four-year terms to expire at the same time as that member or members of the Business Committee with four years remaining in his or her term of office under the previous Constitution. The four seats in the Citizen Potawatomi Legislature will be two (2) members elected at large from the State of Oklahoma, and two (2) from Pottawatomie County, Oklahoma or contiguous counties.
- (e) The Tribal Chairman and Tribal Judges shall serve out the terms of office remaining under the previous Constitution before their offices are elected under this Constitution.
- (f) The Tribal Vice-Chairman shall serve the same number of years remaining in the term of the Tribal Chairman until his or her next election so that the two Executive Officers may have simultaneous elections.
- (g) The Tribal Chairman in office when this Constitution is adopted shall appoint, with the approval of the Business Committee, an Election Committee consisting of five (5) adult members of the Tribe. Such appointments shall be made no later than thirty (30) days after the Constitution is adopted.
- (h) The Election Committee shall issue such rules and regulations, consistent with this Constitution, as it deems necessary to properly conduct the first election. Such rules and regulations shall be issued no later than thirty (30) days after appointments are made to the Election Committee. These rules shall be replaced by an ordinance adopted by the Tribal Legislature after the first election and before the next election.
- (i) The Election Committee shall conduct the first election under this Constitution according to the Election Ordinance in effect at the time of approval of the new Constitution, except as that ordinance may be in conflict with any provision of this Constitution.

Section 2. Election Methods.

- (a) Regular Elections. After the first election, the Judicial offices, Tribal Attorney General, members of the Citizen Potawatomi Legislature, Tribal Chairman, and Tribal Vice-Chairman shall be elected on the last Saturday in the month of June as their terms expire. The conduct for all tribal elections, including registration requirements, shall be prescribed and provided for by an Election Ordinance adopted by the Citizen Potawatomi Legislature and applied by the Election Committee.
- (b) Special Elections. Special elections shall be called by the Tribal Chairman, when appropriate or required under this Constitution, to remove, recall, and fill vacancies of elected officials, and submit initiatives and referenda to the Tribal membership.

Section 3. Voting.

- (a) Any member of the Citizen Potawatomi Nation National Council, who is at least eighteen (18) years old, and is registered to vote on the date of any given tribal election shall be eligible to vote in that tribal election.
- (b) Voting in tribal elections shall be by secret ballot case at polls operated by the Election Committee.
- (c) Absentee voting shall be permitted in accordance with such rules and procedures as shall be established by the Election Ordinance.
- (d) Each registered voter in a Regional Council Area shall be entitled to cast one (1) vote for a vacant office in the Citizen Potawatomi Legislature from the Regional Council Area in which that voter resides. Each registered voter residing in Oklahoma

may cast one (1) vote for a vacant office in the Citizen Potawatomi Legislature from the State of Oklahoma. Each registered voter residing in Pottawatomie County or its contiguous counties may cast one (1) vote for a vacant office in the Citizen Potawatomi Legislature from that area. No more than one (1) vote per candidate may be cast. The candidate(s) receiving a majority of the number of votes cast shall be elected to fill each vacancy. Run-off elections between the two candidates receiving the most votes will be held to determine a clear majority of votes. Each registered voter shall be entitled to cast one (1) vote for a candidate for the offices of Tribal Chairman, Tribal Vice-Chairman, and Tribal Attorney General, and one (1) vote for each judicial position, budget, or referendum issue on the ballots.

Section 4. Election Committee.

- (a) Subject to the approval of the Citizen Potawatomi Legislature, the Tribal Chairman shall appoint an Election Committee consisting of five (5) adult members of the Tribe, to register voters, hold elections, certify election results, and settle election disputes other than allegations of impropriety by the Election Committee. Disputed elections may be brought to the tribal courts for resolution according to provisions of the election ordinance.
- (b) The term of office for an Election Committee member shall be one (1) year.
- (c) Tribal members who are holding elected office or running for office or the immediate family of an elected official or candidate shall not be eligible to serve as an Election Committee member.
- (e) Candidates for tribal office may choose a representative to be present when the Election Committee counts the election ballots.

ARTICLE XIII - RECALL

Section 1. The Citizen Potawatomi Legislature shall enact a Recall and Removal Ordinance establishing the procedures to be followed in consideration of recall actions. Said Recall and Removal Ordinance shall contain the definitions of misconduct in office which shall subject a tribal elected official to a recall election. Thereafter, this ordinance may be amended or repealed only by the Citizen Potawatomi Nation National Council at an election conducted pursuant to Articles X of this Constitution. Such Ordinance shall provide that not more than two recall proceedings may be pending in the court at any time. A recall proceeding shall not include more than one official, unless the court consolidates two or more actions for good cause shown.

Section 2. The Tribal Court, pursuant to rules of civil procedure, shall hear complaints brought by any person alleging misconduct in office as defined by the Recall and Removal Ordinance, committed by the Executive Officers, Citizen Potawatomi Legislature Representatives, or Judicial Officers of the Tribe. The Court shall require, prior to hearing any such action, that the complaining party post a bond in such amount as the Court shall deem proper to guarantee the costs, damages, and attorneys fees of the person complained of in the event that the recall action was filed without probable cause to believe misconduct in office had occurred or that the recall action was otherwise filed in bad faith.

Section 3. A recall suit may be filed by the Citizen Potawatomi Nation against any elected official by the remaining elected members of the branch of government in which he serves if approved by a unanimous vote. In the case of the Tribal Chairman or Tribal Vice-Chairman a recall suit by the Nation would require the unanimous vote of the Citizen Potawatomi Legislature, the remaining Executive Officer, and the Tribal Attorney General.

- (1) In any recall action, the Court, pursuant to the rules of civil procedure, shall have power, to hear the evidence and to determine whether the act or acts of misconduct in office have been shown by clear and convincing evidence so that a recall election should be held. If the Court determines that recall election should be held, a two-thirds majority of those voting in a special election held pursuant to Article X shall be necessary to recall the officer from his office. The Tribal Supreme Court shall expedite any appeal taken of the judgment of the Trial Court ordering a recall election.
- (2) Any judge who is the object of a recall or removal action shall recuse himself from the case.
- 3) No person may be recalled pursuant to this article unless at least fifteen hundred (1500) members of the Citizen Potawatomi Nation National Council cast ballots in the recall election.

ARTICLE XIV - FORFEITURE

Section 1. The Citizen Potawatomi Legislature, the judges of the Tribal Court, the Tribal Attorney General, and the Tribal Chairman or the Tribal Vice-Chairman shall forfeit his or her office upon conviction by any Court of competent jurisdiction of a felony, or an offense involving dishonesty or moral turpitude in the conduct of his office, or if such member becomes ineligible to hold his office under this Constitution.

ARTICLE XV - HOW NI KAN TRIBAL PUBLICATION

Section 1. There shall be a monthly written publication of the Citizen Potawatomi Nation National Council called the HowNiKan which shall be mailed to each member of the Citizen Potawatomi Nation National Council and funded by legislation authorized under this Constitution from individual monies set-aside by the members of the Citizen Potawatomi Nation National Council from prior settlements of claims against the United States, qualifying the publication as Second Class Mail by the United States Post Office. The HowNiKan shall be managed under the authority of the Tribal Chairman according to a resolution adopted by the Citizen Potawatomi Nation National Council, which shall require and provide for:

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- (a) publication of all reports, budgets, appointments, and proclamations of the Tribal Chairman or Vice-Chairman during the previous month.
- (b) publication of all acts of the Citizen Potawatomi Nation Legislature, including all newly adopted reports, budgets, minutes, resolutions, or ordinances and the individual votes of each Representative during the previous month.
- (c) publication allowed by law of all dockets of the coming months, filings, hearings, opinions, rulings, prosecutions and judgments, of the Tribal Court and the Tribal Attorney General.
- (d) publication of the time, place, and call of scheduled meetings of the Tribal Legislature, Regional Council Area meetings, and meetings of the Citizen Potawatomi Nation National Council.
- (e) publication of the meeting minutes and narratives of activities of any subsidiary organization of the Citizen Potawatomi Nation during the previous month.
- (f) publication for a fee of letters, comments, graphics and advertisements by tribal members that do not impugn the character of, libel, slander, or harm other tribal members and which offend the public decency of the Citizen Potawatomi Nation.
- (g) setting deadlines for submission of documents for publication.
- (h) publication of equal amounts of free political advertisements of candidates for office as determined by a resolution of the Citizen Potawatomi Nation National Council.
- (i) approval of a budget for the operation, publication, and distribution of the HowNiKan.

Section 2. The HowNiKan shall give equal access to each branch of the Tribal Government for publication of documents or writings. Individual authors of any document or writing published by any branch of the Tribal government shall be required to sign their writings and shall not be protected by tribal sovereignty from suit should their writings prove to be unlawful.

Section 3. The HowNiKan is an instrument and publication of the government of the Citizen Potawatomi Nation and may limit the number and content of letters, graphics, and advertisements submitted by tribal members.

ARTICLE XVI - CONFLICT OF INTEREST

Section 1. In carrying out the duties of tribal office, no tribal official, elected or appointed, shall make or participate in making decisions which involve balancing a personal financial interest, other than interests held in common by all tribal members, against the interests of the Tribe.

ARTICLE XVII - SOVEREIGN IMMUNITY

Section 1. The Citizen Potawatomi Legislature or the Tribal Chairman or Vice-Chairman shall not waive or limit the right of the Citizen Potawatomi Nation to be immune from suit, except as authorized by tribal ordinance or resolution or in furtherance of tribal interests or tribal business enterprises. Except as authorized by tribal ordinance or resolution, the provisions of Article III of this Constitution shall not be construed to waive or limit the right of the Citizen Potawatomi Nation to be immune from suit for damages.

Section 2. The Citizen Potawatomi Nation, its Citizen Potawatomi Legislature Representatives, the Tribal Chairman and Vice-Chairman, and other Tribal officials, acting in their official capacities, shall be subject to suit for declaratory or injunctive relief in the Tribal Court system for the purpose of enforcing rights and duties established by this Constitution and by the ordinances and resolutions of the Tribe.

Section 3. Notwithstanding the authorization provided in Section 1 of this Article, persons shall not be entitled to an award of damages, as a form of relief, against the Citizen Potawatomi Nation, Citizen Potawatomi Legislature Representatives, the Tribal Chairman, or other Tribal officials acting in their official capacities. Criminal conduct by a Tribal Official shall constitute an ultra vires act by that official and shall not be protected by sovereign immunity from suit. The Citizen Potawatomi Legislature may enact a law

providing for payment in lieu of damages in the interests of justice or when the best interests of the Nation may be served by such a payment.

Section 4. The Citizen Potawatomi Nation does not waive or limit any rights that it may have to be immune from suit in the courts of the United States or of any state in this or any other Article of this Constitution.

ARTICLE XVIII - OATH

Section 1. All officers elected or appointed shall, before entering upon the duties of their respective offices, take and subscribe to the following oath or affirmation: "I do solemnly swear, or affirm, that I will faithfully execute the duties of _____ of the Citizen Potawatomi Nation, and will, to the best of my ability, preserve, protect and defend the Constitutions of the Citizen Potawatomi Nation, and the United States of America. I swear or affirm further, that I will do everything within my power to promote the culture, heritage and traditions of the Citizen Potawatomi Nation".

Section 2. The foregoing oath shall be administered by any member of the Tribal Court or as determined by this Constitution. The signed oath shall be filed in the Office of the Secretary of State.

ARTICLE XIX - SEVERABILITY

If for any reason any provision of this Constitution shall be held to be invalid or unconstitutional by the Tribal Court or any federal court of competent jurisdiction, the validity and effect of all other provisions shall not be affected thereby.

ARTICLE XX- POWERS OF THE TRIBE NOT DIMINISHED

Any rights and powers heretofore vested in the Tribe but not expressly referred to in this Constitution shall not be diminished by this Constitution. This Constitution, Citizen Potawatomi Legislature ordinances, resolutions, regulations, and judicial decisions shall govern all people subject to the Nation's jurisdiction.

ARTICLE XXI - AMENDMENTS

Amendments to this Constitution may be proposed by a vote of thirteen 13 members of the Citizen Potawatomi Legislature, or a petition signed by thirty percent (30%) of the adult members of the Tribe, or by a referendum vote of the Citizen Potawatomi Nation National Council proposed by a Resolution adopted at an annual or special meeting of the National Council. The referendum shall be to call a Constitutional Convention, and if approved shall be submitted to a vote of the adult members of the Nation. No convention shall be called by the National Council to propose a new Constitution, unless the law adopted by the Tribal Legislature providing for such convention shall first be approved on a referendum vote at a regular or special election and shall be effective if ratified by a majority vote of those eligible to vote. Any amendments, alterations, revisions or new Constitution, proposed by such convention, shall be submitted to the registered voters of the Citizen Potawatomi Nation at a general or special election and be approved by a majority of the registered voters voting in a Secretarial Election conducted by the Secretary of the Interior thereon before the same shall become effective. The question of such proposed convention shall be submitted to the citizens of the Citizen Potawatomi Nation at least once every twenty (20) years.

ARTICLE XXII - RATIFICATION

This Constitution, when approved by the Secretary of the Interior and ratified by a majority vote of the qualified voters of the Citizen Potawatomi Nation voting at an election called for that purpose by the Secretary of the Interior, in which at least thirty percent (30%) of those entitled to vote shall cast their ballots, shall be effective from the date of ratification.

This draft is submitted to the population of the Citizen Potawatomi Nation for their consideration, corrections, or comments. This Constitution will be submitted to the general population at the first Business Committee meeting after the general election of June 30, 2002.



CPN Mail Bag

Dear Sir or Madam:

Thank you! I received this semester's housing allowance in the mail today. I wish to extend my appreciation to the Citizen Potawatomi Nation Scholarship Committee for granting me a \$300 scholarship for the University of California Santa Cruz as well as the housing allowance. Both are greatly needed for the continuance of my education.

I am also writing to inquire about programs that may be available for a student to do volunteer work on a reservation or with the Potawatomi tribe. I am very interested in learning more about my Native American heritage and I believe a first hand experience would be very exciting. I would appreciate any and all

information you may be able to provide. Once again, thank you very much for all of your help, it means a great deal to me as well as my family.

Thank you,

Devan Costa-Cargill



Citizen Potawatomi Nation:

I just wanted to thank you for all the financial support you have given me the last two years. The scholarships I have received have made going to college a lot easier. The housing checks has also cut down on a lot of dorm room expenses. With your help, I have been able to focus more time on my studies and less time on finances. I just wanted you to know all the help is greatly appreciated. Thank you again.

Linda R. Sasser



Nila Nadeau Locke, 91 years young, with great-great-niece Kaylee Dawn Hunnicutt, born January 18, 2002.

NADEAU FAMILY REUNION

June 29, 2002 during the Heritage Festival
12:00 p.m. under the Nadeau Tent
Potluck Dinner like ones in the past

Come and help us celebrate "Auntie"
Aunt Nila Nadeau Locke's 91st birthday.

If you have questions or comments, please
contact Rita J. Nadeau Oravetz, 814 East
Franklin, Shawnee, OK 74804 or by
phone at 405-275-1906.

Let's all make it a special day for Aunt Nila after all, ninety-one
only comes once in a lifetime.

Northwest Regional Council

Peggy Anderson talks about a story that will appear in Highlights for Children about the Potawatomi Trail of Death. The story will feature Sister Virginia Pearl (Midwest Region). The story should appear in the October issue of Highlights.



Mary Buchwald traveled the longest distance. She is seated with Jim Higbee.



Youngest enrolled member in attendance, Kevin Davis, age 18, with his mother, Susan and father Duffy Davis.



A beautiful shawl for a beautiful girl. Maxine Baptiste presents Brianna Yancey with a door prize.



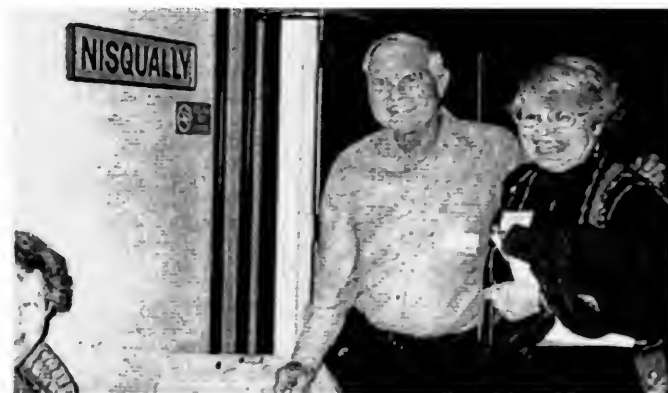
Wisest member and a former Potawatomi Princess, Ruby Slay, 84 years old, with Chairman Barrett.



Erma J. Pozzobon celebrated her birthday March 23, 2002, while attending the regional meeting.



Chairman Barrett visits with tribal members.



Peggy and Ken Anderson at the registration table with Maxine Baptiste



First place art winner, Joseph Baptiste with his replica of a vision quest ceremony.

Jean, Paul, Alan Hernandez and Briana Yancey



The Trousdale Promise:

"I will be an independent voice on the Business Committee. In striving to meet the new and more ambitious goals the Tribe should set for itself in the future, I will never forget our past successes and the way those were accomplished — through cooperation, professional behavior and intelligent decisions."

— D. Wayne Trousdale

D. WAYNE TROUSDALE

***For* Secretary/Treasurer**

***For* The Future of Our Tribe**

✓ QUALIFIED

✓ DEDICATED

✓ CAPABLE

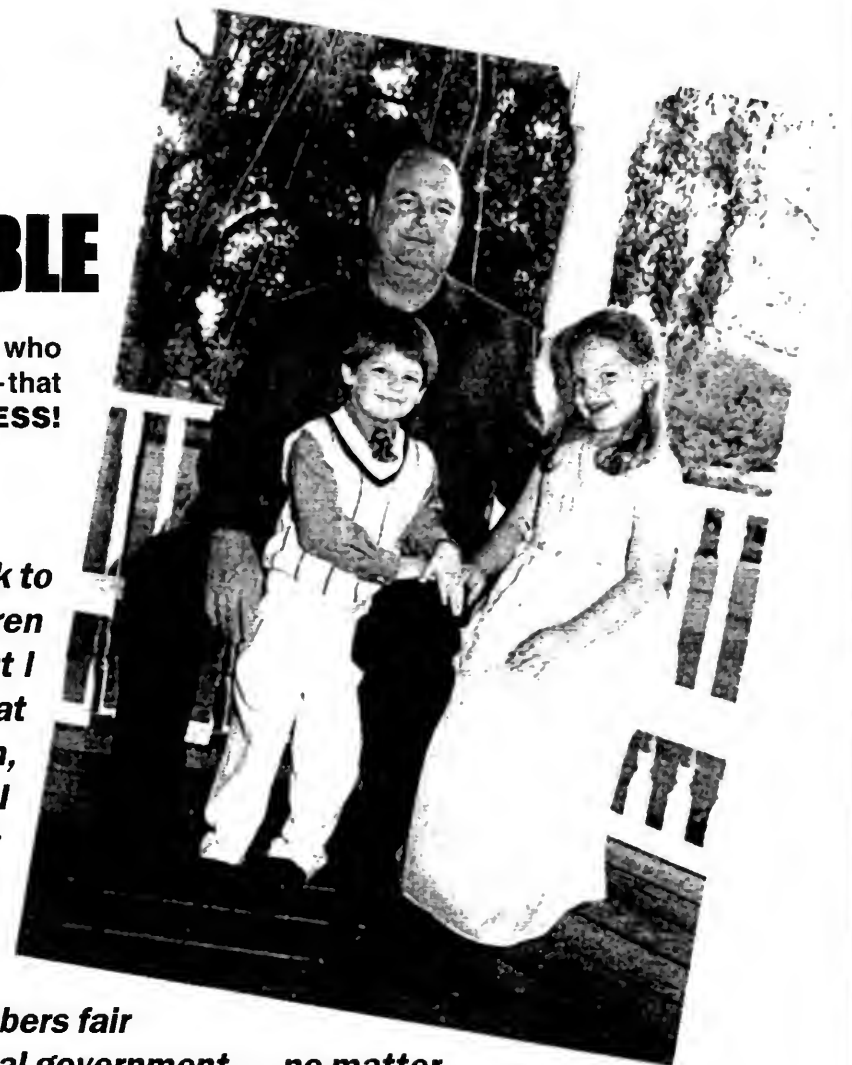
D. WAYNE TROUSDALE is a **PROVEN FINANCIAL MANAGER** who is **FOR THE CONSTITUTIONAL CHANGE**. He believes as you do — that it's time for the Citizen Potawatomi Nation to **GET BACK TO BUSINESS!**

Fellow Tribal Members:

"I pledge to help bring the Business Committee back to the job at hand. The future of our Tribe and our children depends on this. I will be an independent voice but I will remain aware of the old-fashioned practices that got our Tribe where it is today — cooperation, professional behavior and intelligent decisions. I look forward to working with Chairman John Barrett and the other Business Committee members. I will help bring profitable operations back to the golf course, the bowling center, the radio station and the restaurant. Our Tribe must give ALL of our members fair and equal opportunity for representation in our tribal government — no matter where they live.

I would be very grateful for your support and vote in the election."

D. Wayne Trousdale





CPN Mail Bag

Social Security Tips

My dearest brothers and sisters:

If you guys ever want to know why the Indians lost this country, please put your personal egos aside, take a step back, and look at yourselves as our leaders and at all of us who voted for you. I just received the *HowNiKan* and feel such shame for our Tribe. While the rest of us out here are working our butts off trying to define ourselves as Indians in the modern world (my articles sent to you for the *HowNiKan* about being Indian wasn't even acknowledged, much less printed) and representing ourselves as such to the society and world around us, you're playing second grade back in our heartland. What luxury! Like they say here in New York: If you've got that much time and energy to waste — Get a job!

What you're doing is NOT what I voted for and I feel you all deceived us by telling us the great things you were going to do for the Tribe and then giving us this. And all this baloney is of course as much my fault as anybody's by asking someone else to do the job. If you're not going to lead us into positive territory and build our Tribe, please resign and shut 'er down until some real leaders appear from our children or grandchildren. We don't need or want what you're doing. I dare you to put this letter in the *HowNiKan* and on the ballot. Maybe the results of that would be the two-by-four you need to realize what you're doing — and not doing. How can blood brothers and sisters act like this? If it's the money and power that's behind this, get rid of it. Let's go back to being Indians and looking after one another. Our original downfall came from wanting all the "stuff" the Europeans offered. Look what it cost: our ancestors' lives, our religion, our language, our way of life at peace with nature, the land, you name it. Haven't we learned anything? Where's our Spirit? Lead us to that! Now I know why we're called Redmen — we're burning with shame.

Megwetch,

George "Buck" Fletcher

By ERIC McKISICK
SOCIAL SECURITY MANAGER IN SHAWNEE

Concerns about Social Security's long-term solvency have generated a wide range of proposals that would introduce individual savings accounts as part of, or in addition to, Social Security. For a number of these proposals, workers would make voluntary contributions to their accounts.

How many workers are likely to participate in these accounts if they are voluntary? Are some workers more likely to participate compared to others? A paper published by Social Security last year looked at participation rates in three existing voluntary accounts—individual retirement accounts (IRAs), 401 (k) plans, and the Federal Thrift Savings Plan (TSP)—for possible answers.

The three plans allow tax-deferred savings. The traditional IRA is available to all workers—but not all workers are eligible to make tax-deductible contributions. In 1993, a 401 (k) plan was available to 31 million workers. Other salary reduction plans are 403(b) plans for the nonprofit sector and 457 plans for State and local governments. The TSP is a voluntary contribution plan for Federal employees. The study found that the TSP has the highest overall participation rate, 79%, followed by 401(k)s with 67% of eligible workers participating. Participation in IRAs was much lower—8 percent. Employees may be more willing to participate in the TSP and 401(k)s because the plans are employer run,

may have matching funds and permit payroll deduction.

Participation consistently increases as earnings rise, since higher paid workers have more discretionary income and are more likely to seek the tax advantages offered by these plans. Full time workers are almost twice as likely to participate as part-timers. Overall, men are more likely to participate than women; however, this gender difference almost disappears when men and women have comparable earnings. Generally, participation increases as the worker ages. The participation rates in the TSP, 401(k)s and IRAs for various age groups were:

Ages	IRAs	TSP	401(k)
21-30	3%	57%	52%
31-40	7%	78%	67%
51-60	10%	89%	71%
60-69	16%	90%	68%

Several factors influence participation in voluntary plans—but significantly, even workers with lower earnings do participate when the plan is employer-sponsored.

Regardless of how the Social Security program may evolve over the next decades, it will continue to be an important part of a worker's retirement income. But proper planning is needed to insure that it is well supplemented by pension income, savings and investments.



John Rhodd for Vice-Chairman

Hau Nikanek,

My name is John Rhodd and I am running for Vice-Chairman of the Citizen Potawatomi Nation. Among my relatives are the Rhodds, Brunos, the Wanos, Vieuxs, and many other families from the Citizen Potawatomi people. I am Staff Sergeant in the Army with twenty-two years of experience in the United States military and am currently serving as a recruiter for the United States Army Reserve in Midwest City, Oklahoma. What I want to do is serve honorably and with distinction as your Vice-Chairman of the Citizen Potawatomi Nation.

There is no dispute between myself and the current Vice-Chairman, Ms. Linda Capps. But I feel that with all the turmoil and difficulties the tribe has experienced in the past few years, it is time for a new view to be added to the Business Committee. It has been nearly fifteen years since a non-incumbent has been elected to the Business Committee and that is too long. The following statements will give you some idea where I stand on what I believe are the important issues for our tribe in the 21st century. We need to have an independent press, free of Business Committee influence, I will work hard to bring that choice to you, the real leaders of our tribe. We need a comprehensive and workable system of financial reporting so that you, the General Council, and the Business Committee, will know just how our tribe is doing financially. We need to increase the educational opportunities for tribal members so that tribal support for education is more than just a check, but is a comprehensive package of financial and educational support to assist our young people with their higher education.

I spent seven years in the health care field, and health care is an important issue for me. I especially think we need to take care of our elders and our children. We need to increase involvement of our tribal members in Oklahoma and throughout the nation so it is not just the Business Committee who make the decisions about housing, education, child care, and health care.

John Rhodd

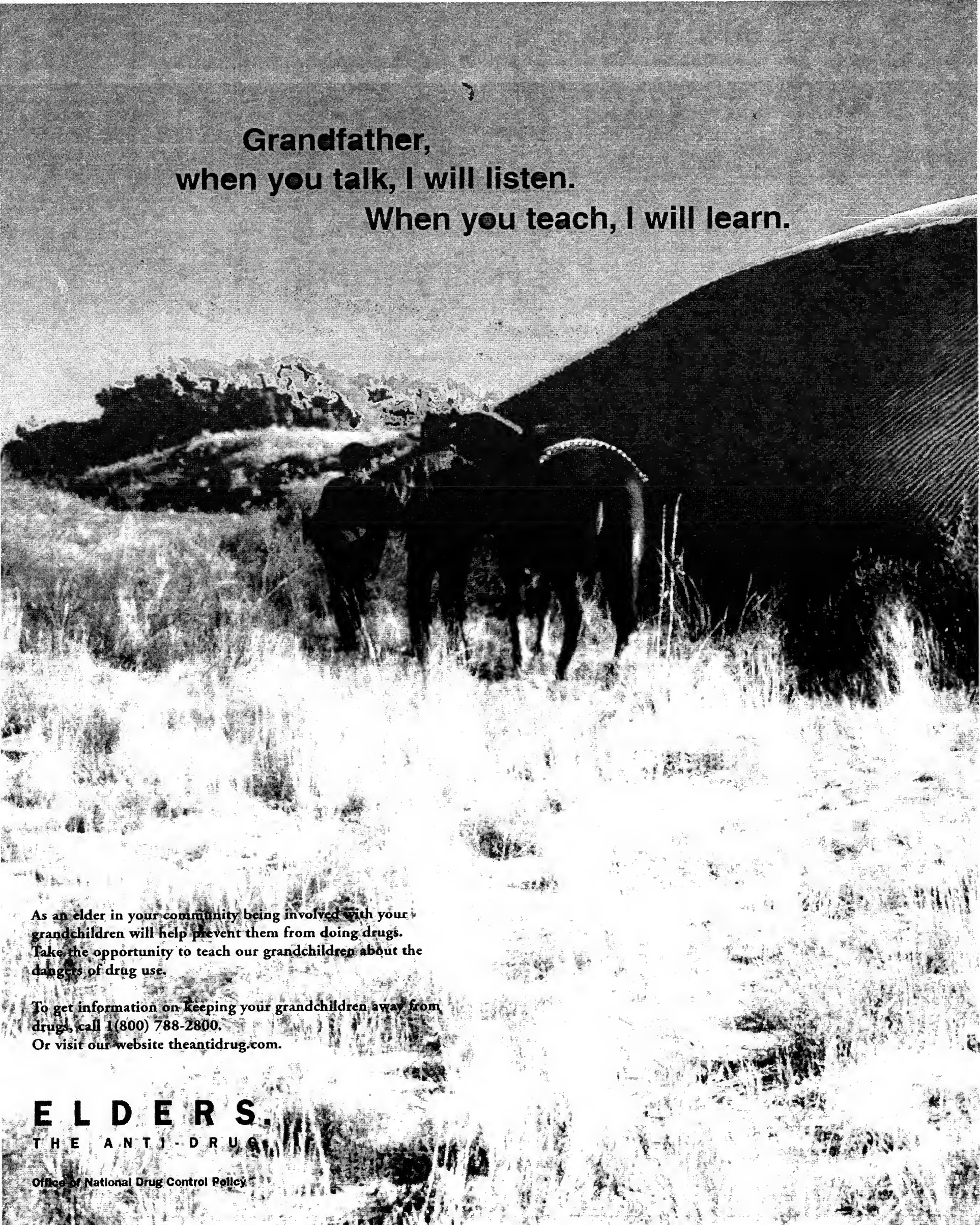
An elder in the tribe reminded me, in the old days, the Chief did not make the decisions.

It was the people of the tribe who made the decisions.

The job of the Chief was to make sure those decisions were carried out.

Vice Chairman

Paid for by John Rhodd, 2609 Featherstone Rd., Apt. 241, OKC, OK 73120



**Grandfather,
when you talk, I will listen.
When you teach, I will learn.**

As an elder in your community being involved with your grandchildren will help prevent them from doing drugs. Take the opportunity to teach our grandchildren about the dangers of drug use.

To get information on keeping your grandchildren away from drugs, call 1(800) 788-2800.
Or visit our website theantidrug.com.

ELDERS.
THE ANTI-DRUG

Office of National Drug Control Policy



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HOW•NI•KAN

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SHAWNEE, OK 74801

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Bouzho Nikon, (Hello, my friends)

As I said in my column in the last issue of the *HowNiKan*, this election is the most important one in the history of our tribe. The events that have unfolded since the last issue of the *HowNiKan* make this even more apparent.

At the Northern California Regional Council, a veteran of World War II asked me "why is that guy (John Rhodd) campaigning in his uniform? Active duty soldiers can't run for office, especially not in their uniform."



From The Chairman

By JOHN A. "ROCKY" BARRETT

I came back home and got a call from another veteran and a reserve officer who both said they had seen John

Rhodd's literature featuring him in his uniform saying he was an active duty soldier. Both of these men said he was "not supposed to run for office as an active duty soldier."

So, I looked up the Army Command Policy and sure enough, John Rhodd is not only in violation of the Army regulations, he is in violation of federal law. I wrote to his commanding officer asking for help, and spoke with his unit commander, Col. Harder, who stated that they had ordered him to withdraw from the race because of a legal opinion they received from the Army Judge Advocate. As of this date, he has not.

The next day, Grievance Committee member Kristie Hall sent an advertisement to be put in the *HowNiKan* that says John Barrett "sabotaged" John Rhodd's candidacy and that I had "interfered with one of our tribal members' right to run for office." The proposed advertisement contained the signatures of Committeeman Hilton Melot, Secretary-Treasurer Gene Bruno, Committeeman Jerry Paul Motley, and Grievance Committee member Teresa Vieux. They also say that our Tribe, the Citizen Potawatomi Nation, is not a "civil" government that is subject to the federal law against active duty military holding civil office. They are wrong. According to Col. Harder, John Rhodd's commanding officer, the Army Judge Advocate says they are wrong.

The real consequence of Kristie Hall's attempted advertisement, and its untrue statements, would be to get people to vote against the candidates I support, and the new Constitution I am proposing. Since the advertisement contains numerous false statements, I have instructed the *HowNiKan* editor to contact the Tribal Attorney for his opinion, as it says to do in the Election Ordinance, and stop the publication decision until I receive his comments. I do this under my Constitutional authority to see that the laws of the

Tribe are faithfully enforced (Article 6, Sec.2). All of this happening is not my fault; it is because John Rhodd violated Army regulations. Now Kristie Hall, who is supposed to be an impartial member of the Grievance Committee, wants to blame it on me. I filed a protest with the Election Committee to let the process begin.

Those of you who want a copy of the Army Regulations and the applicable federal law in this issue, please write, e-mail, or call me and I will send it.

I have an ad in this *HowNiKan* asking for your support for a candidate for Vice Chairman and a candidate for Secretary/Treasurer. Please, please help me to get our Tribe back to the way it supposed to run. Please help me to continue our progress and growth. And more than anything else, please help me to change our Constitution to make it fair to all of our people. The Regional Councils should be recognized in our Constitution. Any adult member, anywhere, should be allowed to run for Chairman or Vice Chairman. There should be a separate Legislature, Executive branch, and Tribal Court. It is the right thing to do. Bruno, Melot, and Motley continue to vote against it. Their votes to "table the resolution" are not fooling any of us. They are keeping the issue from coming to you for your decision by a vote of the Tribe. Please ask them why they are doing this. There is a copy of the proposed Constitution in this issue. Please read it and send your comments to me. For the sake of our Tribe and its future, please get involved.

Megwetch,

John Barrett

A SPECIAL GIFT

To Whom It May Concern:

I, Loey Elizabeth Brant Coppage, do this date donate, grant and devise unto the Citizen Potawatomi Nation, 1601 Gordon Cooper Drive, Shawnee, Oklahoma 74801, Shawnee, Oklahoma, the following:

One (1) reel (approximately 300 feet) of black and white and color 8mm movie film once belonging to my sister, Margurette Brant, which I inherited on her death.

Most of the images were taken in and around Shawnee, Oklahoma, in the years 1937-1940. They consist of:

- Activities at Shawnee Mill.
- Crowds at the Shawnee train station
- Arrival/departure of a train with unknown passengers on the rear platform
- Scenes of the Potawatomi Agency
- Activities at a picnic/barbecue
- Native Americans in Powwow regalia, some on horseback
- Native-American drummers
- Persons departing a church (Methodist?)
- Activities at a lake (Shawnee Lake?)

Other color images taken in the late 1930s in Gallup, New Mexico. These consist of:

- Various Native American tribes in a street procession.

NOTE: some scenes show tribal designations, some do not.

NOTE: some participants are in Powwow regalia and some are in Katsina garb.

- Spectators at the street procession.
- Miscellaneous street views.

Grantor relinquishes all rights to the film and its images in perpetuity, without reservation (no pun intended), and with no financial or other consideration.

Grantees may freely use the images in any legal manner their Council deems appropriate. Grantees may further grant and devise images and/or portions of the film to other persons, organizations, or tribal organizations as their Council deems appropriate.

Grantor requests suitable recognition of Margurette Brant in connection with any subsequent use of the images.

Given under my hand, this 16th day of February, 2002:

Loey Elizabeth Coppage

Witnessed by Wendell E. McCarty

On behalf of the Grantees (Citizen Potawatomi Nation), I accept and receive the movie film described above.

Linda Capps

It's Your Newspaper!
The HowNiKan welcomes submissions from tribal members, especially news of their accomplishments. Send articles and photographs to Dennette Bare at tribal headquarters. Deadline is the 5th of the month.